

Exhibit F

Letter from K. Landan to I. Spiro dated February 10, 2005

KIRKLAND & ELLIS LLP

AND AFFILIATED PARTNERSHIPS

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Chicago, Illinois 60601

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J. Andrew Langan
To Call Writer Directly:
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Facsimile:
312 861-2200

February 10, 2005

Via Facsimile & Certified Mail

Ira Spiro, Esq.
Spiro Moss Barness Harrison & Barge LLP
11377 W. Olympic Boulevard
Fifth Floor
Los Angeles, California 90064-1683

Re: Hunter v. General Motors Corporation, et al.
Superior Court of the State of California
County of Los Angeles, Central District - Case No. BC 324 622

Dear Mr. Spiro:

I have been asked to respond to your January 12, 2005 letter to General Motors Corporation and Robert A. Lutz.

Your letter purports to notify General Motors Corporation, on behalf of LaRonda Hunter, of an undefined alleged defect in a number of different model-year 1999-2003 General Motors vehicles and seeks a variety of relief.

As you are aware, in December 2003 the Office of Defects Investigation ("ODI") of the National Highway Transportation Safety Administration ("NHTSA") opened a Preliminary Evaluation (PE03057) to investigate allegations of parking brake ineffectiveness in certain vehicles referenced in your January 12, 2005 letter. As you are further aware, in April 2004 NHTSA closed its Preliminary Evaluation and commenced an Engineering Analysis (EA04011) of allegations of parking brake ineffectiveness in a broader group of General Motors vehicles, a group which includes all of the vehicles referenced in your letter. For more than one year before receiving your letter, General Motors has cooperated fully with NHTSA in its Preliminary Evaluation and ongoing Engineering Analysis. And, while General Motors does not believe that any safety-related defect exists in the parking brake systems of these vehicles, General Motors will continue to cooperate with NHTSA in its ongoing analysis. Your letter, and the alleged defect it purports to give General Motors notice of, simply parrot the language found in publicly available, online NHTSA documents describing the ODI Preliminary Evaluation and Engineering Analysis referenced above.

KIRKLAND & ELLIS LLP

February 10, 2005

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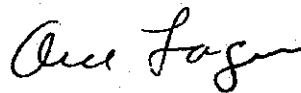
Thus, it is evident that your letter does not provide General Motors with notice of any allegation of defect not already the subject of ongoing discussions between General Motors and NHTSA. If your January 12, 2005 letter was intended to raise different complaints than those currently being investigated by NHTSA, your letter fails to provide sufficient detail concerning the alleged defect to enable General Motors to evaluate your claim and respond to it in a meaningful way.

In either event, General Motors cannot respond to your "demand" at this time because your January 12, 2005 letter does not supply sufficient information to address any complaints Ms. Hunter may have. For example, your letter does not identify the particular vehicle that Ms. Hunter owns. Nor does your letter suggest that your client owns a General Motors vehicle that has manifested any problem with, or failure of, the parking brake or rear service brake systems in her vehicle. Moreover, your January 12 letter's various allegations that General Motors has made misrepresentations about the safety of the vehicles referenced in your letter are unfounded and untrue.

The above notwithstanding, and without waiver of any defense, I am providing by this letter a tender of settlement consistent with General Motors' commitment to customer service. Specifically, Ms. Hunter may bring her General Motors vehicle to any convenient General Motors dealer for a mechanical inspection of the parking brake and rear service brake systems. If that inspection reveals that any repairs should be made to either system, those repairs will be made at no charge. During the time of the inspection, as well as any time necessary for repairs, Ms. Hunter will receive the free use of a loaner vehicle. If your client wishes to take advantage of this offer, please contact me to arrange for an appointment. This procedure should put a satisfactory end to this controversy.

I look forward to hearing from you.

Sincerely,



J. Andrew Langan

Exhibit G
Deposition of Robin Gonzales

ROBIN GONZALES

12/1

SUPERIOR COURT FOR THE STATE OF CALIFORNIA
COUNTY OF LOS ANGELES, CENTRAL DISTRICT

La RONDA HUNTER, ROSANA N.
PULGARIN, and ROBIN GONZALES
on behalf of themselves and
on behalf of all others
similarly situated and
the general public,

Plaintiffs,

vs.

No. BC 324 622

GENERAL MOTORS CORPORATION,
and DOES 1-100,
Defendants.

DEPOSITION OF ROBIN GONZALES
Los Angeles, California
Wednesday, December 17, 2008

Reported by:
SHARON LINDSAY-MILNIKEL
CSR No. 5335
JOB No. 101997

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1 APPEARANCES:

2

3 For Plaintiff:

4 SPIRO MOSS BARNES

BY: IRA SPIRO

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(No appearance.)

10

For Defendant General Motors Corporation:

11

KIRKLAND & ELLIS

BY: PANTEA M. YASHAR

Attorney at Law

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23

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1 SUPERIOR COURT FOR THE STATE OF CALIFORNIA
2 COUNTY OF LOS ANGELES, CENTRAL DISTRICT

4 La RONDA HUNTER, ROSANA N.
5 PULGARIN, and ROBIN GONZALES
6 on behalf of themselves and
7 on behalf of all others
8 similarly situated and
9 the general public,

Plaintiffs,

vs.

No. BC 324 622

10 GENERAL MOTORS CORPORATION,
11 and DOES 1-100,
12 Defendants.

15 Deposition of ROBIN GONZALES, taken on behalf of
16 Defendant General Motors Corporation, at 777 South
17 Figueroa Street, Los Angeles, California, beginning at
18 10:14 a.m. and ending at 4:46 p.m. on Wednesday,
19 December 17, 2008, before SHARON LINDSAY-MILNIKEL,
20 Certified Shorthand Reporter No. 5335.

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1 INDEX

2 WITNESS

EXAMINATION

3 ROBIN GONZALES

4

5 BY MS. YASHAR 8

6 BY MR. SPIRO 176

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8 EXHIBITS

9 DEFENDANTS

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10 1 Plaintiff Robin Gonzales's Response To 15
Form Interrogatories, Set One; 17 pages

11

12 2 Form Interrogatories - General, Set One; 16
8 pages

13 3 Plaintiff Robin Gonzales's Supplemental 19
Response To Form Interrogatories, Set One;
8 pages

14 4 Robin Gonzales's Response To Defendant's 20
First Set Of Interrogatories; 33 pages

16

17 5 Robin Gonzales's Supplemental And Amended 22
Responses To Defendant's First Set Of
Interrogatories; 15 pages

18

19 6 Defendant's First Requests To The Named 25
Plaintiffs For Production Of Documents;
5 pages

20

21 7 Plaintiffs' Response To Defendant's First 26
Set Of Requests For Production; 14 pages

22 8 Plaintiffs' Supplemental Response To 27
Defendant's First Set Of Requests For
Production; 13 pages

23 9 Motor vehicle sales contract and 33
security agreement; 2 pages

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1 (Pages 1 to 4)

ROBIN GONZALES

12/17/08

1	INDEX (Continued):		1	Los Angeles, California, Wednesday, December 17, 2008
2	EXHIBITS		2	10:14 a.m. - 4:46 p.m.
3	DEFENDANTS	PAGE	3	
4	10 Document entitled "Completely Satisfied New Vehicle Delivery System"; 1 page	52	4	VIDEO OPERATOR: Good morning. Today is
5			5	December 17th, 2008. We are on the record at 10:14.
6	11 Massey invoices dated 7-28-05; 3 pages	67	6	We're here for the deposition of Robin
7			7	Gonzales in the matter of Hunter, et al. versus
8	12 Massey invoice dated 12-13-03; 1 page	73	8	General Motors, Case Number BC 324 622, pending before
9	13 S & J Chevrolet invoice dated 9-29-05; 1 page	77	9	the Superior Court, State of California, County of Los
10			10:14 10	Angeles.
11	14 S & J Chevrolet invoice dated 9-27-05; 1 page	79	11	This deposition is being taken on behalf of
12	15 Barsom Tire And Auto Repair invoice dated 11-23-05; 1 page	89	12	defendant. We're at the offices of Kirkland & Ellis
13			13	located at 777 South Figueroa Street in Los Angeles,
14	16 General Motors Pre-Delivery Inspection Procedure for Passenger Cars and Light Duty Trucks; 2 pages	100	14	California.
15			15	My name is Bruno Sere appearing on behalf of
16	17 2001 Silverado owners manual; 468	121	16	Sarnoff Court Reporters and Legal Technologies located
17	18 Document entitled "Light Duty Truck Warranty And Owner Assistance Information"; 34 pages	123	17	in Los Angeles, California.
18	19 Warranty insert; 2 pages	123	18	Would counsel please introduce themselves and
19	20 Fourth amended complaint; 55 pages	159	19	state their affiliations.
20	21 Southland Credit Union Agreement To Defer/Skip August 2002 Payment; 1 page	171	10:15 20	MS. YASHAR: Pantea Yashar on behalf of
21	22 Engineering Report No 20030802; 7 pages	172	21	General Motors Corporation.
22			22	MS. GUZMAN: Kelly Guzman on behalf of
23			23	General Motors Corporation.
24			24	MR. SPIRO: Ira Spiro on behalf of
25			25	plaintiffs.
Page 5			Page 7	
1	INDEX (Continued):		1	VIDEO OPERATOR: You may swear in the
2	INSTRUCTION NOT TO ANSWER		2	witness.
3	Page Line		3	
4	94 11		4	ROBIN GONZALES,
5	94 21		5	having been administered an oath, was examined and
6	146 18		6	testified as follows:
7	146 23		7	
8	167 3		8	EXAMINATION
9			9	BY MS. YASHAR:
10			10:15 10	Q Good morning, Ms. Gonzales.
11			11	A Good morning.
12			12	Q Will you please state your full name for the
13			13	record.
14			14	A Robin Gonzales.
15			15	Q You were here yesterday during Ms. Hunter's
16			16	deposition so you - I'm sure you're familiar with
17			17	some of the basic deposition rules of what's going to
18			18	happen today. I'm still going to go over some of
19			19	those rules with you to make sure we're on the same
20			10:15 20	page.
21			21	A Okay.
22			22	Q You understand that you've been put under
23			23	oath, correct?
24			24	A Yes.
25			25	Q You must answer truthfully and to the best of
Page 6			Page 8	

2 (Pages 5 to 8)

ROBIN GONZALES

12/17/08

1 your ability.
2 Do you understand that?
3 A Yes.
4 Q If you don't know an answer to a question,
5 tell me that you don't know the answer.
6 A Okay.
7 Q If you don't understand a question, let me
8 know that you don't understand that question and I can
9 rephrase it for you.
10:16 10 A Okay.
11 Q If you don't tell me that you don't
12 understand it, then I'll assume that you understood my
13 question?
14 A Okay.
15 Q When I refer to GM, I'm referring to General
16 Motors Corporation and all of its divisions and
17 affiliates.
18 Do you understand that?
19 A Yes.
10:16 20 Q Is there any reason why you may not be able
21 to give your best testimony today?
22 A No.
23 Q Can you tell me how old you are.
24 A 46.
25 Q When were you born?

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1 A Yeah. Yes.
2 Q Do you have any children?
3 A One.
4 Q How old?
5 A 25.
6 Q Does this child live with you?
7 A No.
8 Q Does anyone live with you?
9 A My mom.
10:18 10 Q Do you have a son or a daughter?
11 A Daughter.
12 Q Does anyone depend on you for financial
13 support?
14 A No.
15 Q Are you -- are you currently employed?
16 A No.
17 Q When was the last time that you were
18 employed?
19 A About 20 months ago.
10:18 20 Q And where did you work?
21 A Fidelity National Tax Services.
22 Q What was your position?
23 A Cash management specialist.
24 Q How long were you cash management specialist?
25 A Maybe a year and before that I -- I was an

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1 A March 19th, '62.
2 Q Where were you born?
3 A Los Angeles.
4 Q Where do you currently reside?
5 A 9644 Foxbury Way, Pico Rivera.
6 Q How long have you lived there?
7 A Since 2002 and then I lived there before that
8 since 1964, off and on.
9 Q Where did you live before 2002?
10:17 10 A Fullerton.
11 Q Where in Fullerton?
12 A On Kroeger Street.
13 Q What's the address?
14 A I don't know the number. It's on Kroeger.
15 Q Are you currently married?
16 A No.
17 Q Have you ever been married?
18 A Yes.
19 Q When was that?
10:17 20 A 1986 or '87.
21 Q That's when you were married?
22 A Yes.
23 Q And how long were you married?
24 A About ten years.
25 Q Until about 1996?

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1 accounts receivable specialist.
2 Q Also for Fidelity National?
3 A Yes.
4 Q Have you had any other employers within the
5 last five years?
6 A I don't recall.
7 Q Have you worked for ELG Metals?
8 A Yes.
9 Q When did you work for ELG Metals?
10:19 10 A Before that.
11 Q Do you know what year?
12 A No.
13 Q You don't know what year?
14 A No, I'm not good on dates.
15 Q Do you know how long you worked for ELG
16 Metals?
17 A Approximately four months.
18 Q What was your position?
19 A Accounts payable.
10:20 20 Q Has anyone in your family or anyone close to
21 you done any work in the automotive industry?__
22 A No.
23 Q Do you have a high school diploma?
24 A Yes.
25 Q Do you have a college degree?

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3 (Pages 9 to 12)

ROBIN GONZALES

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1 A No.
2 Q Have you ever participated in any training or
3 seminars that relate to the automotive industry?
4 A No.
5 Q Have you ever participated in any type of
6 training or seminars that relate to advertising or
7 marketing?
8 A No.
9 Q Do you have any training or experience in the
10 automotive industry?
10:21 10 A No.
11 Q Do you have any training or experience in
12 automotive engineering?
13 A No.
14 Q Do you have any training or experience in
15 mechanics?
16 A No.
17 Q Do you have any training or experience in
18 automotive repair or work?
19 A No.
10:21 20 Q Do you have any training or experience in
21 automotive sales, leasing, rental or anything of that
22 sort?
23 A No.
24 Q Do you have any training or experience in
25

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1 Q Are you aware that you've been served with
2 written requests for production in this case?
3 A No.
4 Q Are you aware that you've been served with
5 written interrogatories in this case?
6 A Yeah.
7 Q Are you aware that you have been served with
8 written form interrogatories in this case as well?
9 A I don't understand the question.
10:24 10 Q Well, let me show you a document and see if
11 that helps.
12 I'm handing you what is titled "Plaintiff
13 Robin Gonzales's Response To Form Interrogatories, Set
14 One."
15 MR. SPIRO: What are we marking it as?
16 MS. YASHAR: We'll have these marked as
17 Defendant's Exhibit Number 1.
18 MR. SPIRO: 1.
19 (Defendant's Exhibit 1 marked.)
10:25 20 BY MS. YASHAR:
21 Q Have you seen this document before?
22 A Yes.
23 Q You've seen this document before?
24 A Yes.
25 Q Can you tell me what it is?

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1 advertising?
2 A No.
3 Q Do you have any training or experience in
4 drafting warranties or anything that's related to
5 warranties?
6 A No.
7 Q Do you consider yourself an educated
8 consumer?
9 MR. SPIRO: Vague. Vague.
10:22 10 THE WITNESS: On what?
11 BY MS. YASHAR:
12 Q In general?
13 A Yes.
14 Q Why?
15 A Because I'm educated.
16 Q Do you know what discovery is?
17 A No.
18 Q You don't know what discovery is?
19 A No.
10:22 20 Q Each party has a right to obtain information
21 before trial through written requests like
22 interrogatories and requests for production and
23 depositions such as this one today.
24 Do you understand that?
25 A No.

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1 A "Plaintiff Robin Gonzales's Response To Form
2 Interrogatories, Set One."
3 Q Did you review -- can you tell me -- that is
4 what the title of the document is, can you tell me a
5 little bit more in depth what it is?
6 A Well, it looks like receipts.
7 MS. YASHAR: Can we take a break for about
8 ten minutes.
9 MR. SPIRO: Sure.
10:26 10 VIDEO OPERATOR: We're going off the record
11 at 10:26.
12 We are off the record.
13 (Interruption in the proceedings.)
14 VIDEO OPERATOR: We are back on the record at
15 10:33.
16 MS. YASHAR: Ms. Gonzales, I'm handing you
17 another document that is entitled "Form
18 Interrogatories - General" from the asking party,
19 General Motors Corporation.
10:33 20 This will be marked as Defendant's Exhibit
21 Number 2.
22 (Defendant's Exhibit 2 marked.)
23 BY MS. YASHAR:
24 Q Do you recognize this document?
25 A Yes.

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4 (Pages 13 to 16)

ROBIN GONZALES

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1 Q What is it?
2 A A -- "Form Interrogatories - General."
3 Q When did you see it for the first time?
4 A I don't remember.
5 Q Can you give me a ballpark?
6 A No.
7 Q Was it last week?
8 A No.
9 Q Was it a few months ago?
10:35 10 A I don't remember.
11 Q Did you provide answers to the questions that
12 are in Exhibit 2?
13 A Yes.
14 Q You provided those answers to your counsel?
15 A Yes.
16 Q Did you provide those answers prior to your
17 responses being served on GM to your -- to General
18 Motors' first set of form interrogatories?
19 A Repeat the question.
10:35 20 Q Did you provide those answers to your counsel
21 to these form interrogatories before Exhibit 1 was
22 served on GM?
23 A I have no idea.
24 Q Let's go back to Exhibit 1, plaintiff Robin
25 Gonzales's responses to form interrogatories.

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1 Did you review these with your counsel prior
2 to them being served to GM?
3 A I have no idea.
4 Q Did you review these with your counsel ever?
5 A Yes.
6 Q Did you draft these responses?
7 MR. SPIRO: Vague. The word "draft," vague.
8 THE WITNESS: I -- these are my -- these are
9 my answers.
10:37 10 BY MS. YASHAR:
11 Q Those are your answers in Exhibit 1?
12 A Yes.
13 Q Did you review these answers as they're
14 written before they were served on General Motors?
15 A I don't know.
16 Q But you did review these answers at some
17 point; is that correct?
18 A Yes.
19 Q Did you make edits to these answers when you
10:37 20 reviewed them?
21 A I don't remember.
22 Q Are these a true and accurate response of
23 your answers to General Motors' first set of form
24 interrogatories?
25 MR. SPIRO: Vague.

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1 THE WITNESS: Repeat the question.
2 BY MS. YASHAR:
3 Q We're looking at Exhibit 1. Are the answers
4 in Exhibit 1 to the document "Plaintiff Robin
5 Gonzales's Response To Form Interrogatories," a true
6 and accurate copy of your responses to GM's first set
7 of form interrogatories.
8 MR. SPIRO: Vague.
9 THE WITNESS: I don't understand the
10:38 10 question.
11 BY MS. YASHAR:
12 Q What don't you understand?
13 A Rephrase it.
14 Q Is there anything in these answers that is
15 not true and accurate, as you sit here today?
16 A I've already answered that question, yes,
17 they're true.
18 Q They're -- they're true?
19 A Yeah.
10:38 20 Q And they're true, as you sit here today --
21 A Yes.
22 Q -- everything in Exhibit 1.
23 I'm going to hand you what Ms. Lindsay is
24 going to mark as Defendant's Exhibit Number 3.
25 (Defendant's Exhibit 3 marked.)

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1 BY MS. YASHAR:
2 Q Can you tell me what Exhibit 3 is.
3 A "Plaintiff Robin Gonzales's Supplemental
4 Response To Form Interrogatories, Set One."
5 Q Do you recognize this document?
6 A Yes.
7 Q Did you provide supplemental answers to your
8 form interrogatories that were served on GM?
9 A Did I provide the answers? I provided the
10:40 10 answers, yes.
11 Q Are your answers, as reflected here in
12 Exhibit 3, still true and accurate as you sit here
13 today?
14 A Yes.
15 MS. YASHAR: I'm handing you what is being
16 marked as Defendant's Exhibit Number 4.
17 (Defendant's Exhibit 4 marked.)
18 BY MS. YASHAR:
19 Q Do you recognize this document?
10:42 20 A Yes.
21 Q Can you tell me what it is?
22 A "Defendant Robin Gonzales's Response To
23 Defendant's First Set Of Interrogatories."
24 Q And are you aware that these -- strike that.
25 Did you provide these written responses, as

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5 (Pages 17 to 20)

ROBIN GONZALES

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1 reflected in Exhibit 4?
2 MR. SPIRO: Vague. "Provide" and
3 "responses," those words are vague.
4 THE WITNESS: I provided the answers.
5 BY MS. YASHAR:
6 Q Did you actually draft the answers yourself
7 or did you provide the information to your counsel?
8 A I don't recall.
9 Q Did you review these answers, as written,
10:43 10 before they were served on GM?
11 A I don't know.
12 Q Do you remember reviewing the answers, as
13 written, at any point?
14 A Reviewing with who?
15 Q Reviewing, period, did you review these
16 answers to make sure they were accurate at any point?
17 MR. SPIRO: Vague, the word "review."
18 THE WITNESS: Review with who?
19 BY MS. YASHAR:
10:44 20 Q Did you review these answers at any point to
21 check that they were accurate, you didn't have to
22 review with anyone, review yourself, you actually
23 review and read and make sure that the responses in
24 this written discovery was accurate?
25 A My answers are accurate.

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1 Q And they're still accurate, as you sit here
2 today?
3 A Yes.
4 Q Do you remember -- do you recall providing
5 supplemental responses to GM's first set of
6 interrogatories served on you?
7 A Rephrase.
8 MR. SPIRO: Vague.
9 BY MS. YASHAR:
10:44 10 Q Do you remember providing supplemental
11 responses to this?
12 MR. SPIRO: Vague.
13 THE WITNESS: I don't understand the
14 question.
15 MS. YASHAR: I'm handing you what is being
16 marked as Defendant's Exhibit Number 5.
17 (Defendant's Exhibit 5 marked.)
18 BY MS. YASHAR:
19 Q Do you recognize this document?
10:45 20 A Yes.
21 Q What is it?
22 A "Robin Gonzales's Supplemental And Amended
23 Responses To Defendant's First Set Of
24 Interrogatories."
25 Q And are these true and accurate responses --

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1 strike that.
2 Are these answers your accurate responses to
3 GM's first set of written interrogatories?
4 A What was the question?
5 Q Well, let's back up.
6 Did you review these written responses before
7 they were served on GM?
8 A I don't recall.
9 Q You don't recall ever reviewing these written
10:46 10 responses?
11 MR. SPIRO: Well, that misstates her
12 testimony, it's argumentative.
13 THE WITNESS: Not before they were served to
14 GM. I reviewed them.
15 BY MS. YASHAR:
16 Q When did you review them?
17 A I don't recall.
18 Q Did you review them last week?
19 A I don't recall.
10:47 20 Q Did you review them within the week, the last
21 week?
22 A I don't recall.
23 Q Do you recall whether it was a few months
24 ago?
25 A I don't know.

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1 Q Did you review them yesterday?
2 A I don't know.
3 Q You don't know whether you reviewed --
4 A I didn't review them yesterday, no.
5 Q You didn't review them yesterday?
6 A No.
7 Q And you didn't review them today?
8 A I'm looking at them right now.
9 Q Other than right now as you sit here during
10:47 10 this deposition, you don't recall reviewing these
11 earlier today?
12 A No, I didn't review them today.
13 Q And you don't recall reviewing them within
14 the last week?
15 A No, I didn't.
16 Q Do you recall reviewing them within the last
17 month?
18 A No, I didn't.
19 Q Do you recall reviewing them within the last
10:48 20 couple of months?
21 A No, I didn't.
22 Q Did you -- do you recall reviewing them
23 within the last three months?
24 A No, I didn't.
25 Q Do you recall reviewing them within the last

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ROBIN GONZALES

12/17/08

1 six months?
2 A I said I don't know.
3 Q You don't know or you didn't?
4 A I don't know when I did.
5 Q But you know that you reviewed them at some
6 point?
7 A Yes.
8 Q And the answers in here are accurate, as you
9 sit here today, correct?
10:48 10 A Yes.
11 MS. YASHAR: I'm handing you what is being
12 marked as Defendant's Exhibit Number 6.
13 (Defendant's Exhibit 6 marked.)
14 BY MS. YASHAR:
15 Q Do you recognize this document?
16 A No, I don't.
17 Q Have you ever seen this document?
18 A No.
19 Q You've never seen "Defendant's First Requests
10:50 20 To The Named Plaintiffs For Production Of Documents"?
21 A If I have, I don't remember.
22 Q Do you remember having discussions with your
23 counsel about GM requesting documents?
24 MR. SPIRO: It's just a yes or a no.
25 THE WITNESS: No.

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1 A I saw them August 25th of '08.
2 Q You saw them for the first time on
3 August 25th of 2008?
4 A Yeah.
5 Q And did you review the written responses to
6 make sure that they were accurate?
7 A Yes.
8 Q Did you edit or correct any of them?
9 A I don't recall.
10:55 10 Q Are they still a true and accurate copy of
11 your responses, as you sit here today?
12 A Yes.
13 MR. YASHAR: I'm handing you what's being
14 marked as Defendant's Exhibit Number 8.
15 (Defendant's Exhibit 8 marked.)
16 BY MS. YASHAR:
17 Q Can you tell me what this is.
18 A "Plaintiff's Supplemental Response To
19 Defendant's First Set Of Requests For Production."
10:56 20 Q Do you recognize this document?
21 A (Indicating.)
22 Q You appear to be showing your counsel a copy
23 of your signature?
24 A That's not mine.
25 Q That's not your signature?

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1 BY MS. YASHAR:
2 Q Did you provide documents to your counsel to
3 produce to GM?
4 A Yes.
5 Q But you don't remember any formal requests
6 such as this being shown to you?
7 A No.
8 Q So you don't remember any -- seeing any
9 requests for production?
10:52 10 A No.
11 MS. YASHAR: I'm handing you what is going to
12 be marked Defendant's Exhibit 7.
13 (Defendant's Exhibit 7 marked.)
14 MS. YASHAR: These are "Plaintiff's Responses
15 to Defendant's First Set Of Requests For Production."
16 Q Do you recognize this document?
17 A Well, apparently I have, I just don't recall
18 it.
19 Q You have no specific recollection of ever
10:54 20 reviewing these responses to defendant's first set of
21 requests for production?
22 A When was this -- oh, yeah, I've seen these.
23 Q When did you see them for the first time?
24 A Oh, I don't know.
25 Q Was it within the last week?

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1 A Huh-uh.
2 MR. SPIRO: She said that's La Ronda Hunter's
3 signature.
4 MS. YASHAR: That's La Ronda Hunter's
5 signature.
6 Q So have you never seen this document before?
7 A I don't recall. That's not my signature.
8 Q Let's look on the first page.
9 The first page says, toward the bottom,
10:58 10 "Responding Parties." The first page. This.
11 Do you see where it says, "Responding
12 Parties," it says "Plaintiffs La Ronda Hunter, Rosana
13 N. Pulgarin and Robin Gonzales"?
14 A Uh-huh.
15 Q But you don't recall ever seeing these
16 responses before, correct?
17 A I don't recall, but, like I said, it's --
18 this isn't my signature.
19 Q I understand that it's not your signature.
10:59 20 But my question is whether you have seen these written
21 responses before, not whether you signed the written
22 responses, not whether you signed the verification to
23 the written responses.
24 A Where's my signature?
25 Q I'm not asking you whether you signed the

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7 (Pages 25 to 28)

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1 verification to these written responses --
2 A I know, but where's mine.
3 Q -- I'm asking whether you've seen these
4 written responses before.
5 A Well, let me read it, okay?
6 Yeah, I recall seeing this.
7 Q When did you see them for the first time?
8 A Oh, I don't recall.
9 Q Was it within the last week?
11:01 10 A No.
11 Q The last month?
12 A No.
13 Q Was it within the last two months?
14 A No.
15 Q Was it within the last three months?
16 A No.
17 Q Was it within the last four months?
18 A No.
19 Q Was it within the last five months?
11:01 20 A Possibly.
21 Q Do you recall reviewing it to make sure that
22 everything in here was accurate?
23 A Yes.
24 Q Do you recall making any edits?
25 A No.

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1 Q And as you sit here today, is this still true
2 and accurate, to the best of your knowledge, the
3 written answers that are in Exhibit 8?
4 A Yes.
5 Q Okay. Do you own a car, Ms. Gonzales?
6 A Do I own a car?
7 Q Yes.
8 A No.
9 Q You don't own a car?
11:02 10 A No.
11 Q Did you used to own a 2001 Chevy Silverado?
12 A Yes. I own a truck.
13 Q I'm sorry, you own a truck.
14 MR. SPIRO: That's all right.
15 BY MS. YASHAR:
16 Q And that's the 2001 Chevy Silverado?
17 A Yes.
18 Q Are you the registered owner?
19 A Yes.
11:02 20 Q Do you know the vehicle identification
21 number?
22 A No.
23 Q Was the -- was the 2001 Chevy Silverado
24 purchased in your name?
25 A Yes.

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1 Q Are you the principal driver?
2 A Yes.
3 Q Does anyone other than you drive the car?
4 A Yes.
5 Q I'm sorry, does anyone other than you drive
6 the truck?
7 MR. SPIRO: We'll stipulate here that truck
8 and car from now on are interchangeable for today.
9 MS. YASHAR: Let's do that.
11:02 10 MR. SPIRO: Yeah.
11 BY MS. YASHAR:
12 Q Who else drives the truck?
13 A My ex-husband and my daughter.
14 Q But you said you're the principal driver,
15 correct?
16 A Yes.
17 Q And if you were to say -- assign a percentage
18 of how much time you spend driving the truck versus
19 how much time your ex-husband drives it versus how
11:03 20 much time your daughter drives it, what -- what would
21 those percentages be, do you drive, for example,
22 80 percent of the time and each of them drive maybe 10
23 percent of the time?
24 A I drive it about 90 percent of the time.
25 Q And what percentage of the time does your

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1 ex-husband drive it?
2 A 5 -- 5 and 5.
3 Q 5 for your ex-husband and 5 for your
4 daughter?
5 A Yes.
6 Q What purposes do you use the truck for?
7 A To get around.
8 Q What options did the car come with?
9 A Radio, air conditioning, lumbar seat.
11:04 10 Q Anything else that you can recall?
11 A Steering wheel, tires.
12 Q Any special options that came with the truck?
13 A No, I -- I don't recall.
14 Q Do -- do you recall requesting any additional
15 options in your truck?
16 A No, I don't recall.
17 Q When did you buy your truck?
18 A 2001.
19 Q Do you recall what month in 2001?
11:05 20 A July.
21 Q Do you recall what day?
22 A No.
23 Q So July 2001?
24 A Yes.
25 Q Where did you buy your truck from in

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1 July 2001?
2 A Anaheim Chevrolet.
3 Q And Anaheim Chevrolet is a dealer --
4 A Yes.
5 Q -- in Anaheim?
6 Did you buy your truck new?
7 A Yes.
8 Q Did you lease the car or did you purchase --
9 A Bought it.
11:06 10 Q You bought it?
11 A Yes.
12 Q Did you finance it?
13 A Yes.
14 Q Do you recall how much you financed it for?
15 A No, I don't.
16 MS. YASHAR: I'm handing you what is being
17 marked as Defendant's Exhibit 9.
18 (Defendant's Exhibit 9 marked.)
19 BY MS. YASHAR:
11:07 20 Q Do you recognize this document?
21 A Yes.
22 Q Can you tell me what it is?
23 A It's my contract.
24 Q It's your contract for what?
25 A Buying the car.

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1 your trade-in?
2 A Yes.
3 Q Did you put anything in addition to the value
4 of your Grand Am and the \$5,000 cash that you put
5 down?
6 A No.
7 Q Do you recall the mileage of your truck at
8 the time that you purchased it in July of 2001?
9 A No.
11:09 10 Q It was brand-new, though, right?
11 A Yes.
12 Q Would it be fair to say that it had less than
13 a hundred miles on it?
14 A It was new. I don't know how many miles it
15 had on it. Could have had zero.
16 Q But it couldn't have had more than a hundred
17 miles?
18 A It could have had five. It was new.
19 Q It was new?
11:10 20 A It was new.
21 Q It couldn't have had more than 100 miles,
22 though, on it?
23 A I don't know.
24 Q Do you know the mileage of your car today?
25 A No, I don't.

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1 Q Somewhere in the middle of the page there is
2 the box that says, "Amount Financed."
3 Do you see that?
4 A Uh-huh. Yes.
5 Q I know it's hard to read but it appears to
6 say \$17,355.51.
7 A 51 cents.
8 It's also up here.
9 Q Is that the amount that you financed your
11:08 10 truck for?
11 A Yes.
12 Q How much did you put down for your truck?
13 A I put down \$5,000 cash and I had a trade-in.
14 Q What was your trade-in?
15 A How much?
16 Q What was your trade-in?
17 A A car.
18 Q What was the car?
19 A A Pontiac Grand Am.
11:08 20 Q What year was the Grand Am?
21 A I don't recall what year.
22 Q How much did you get for the Pontiac Grand
23 Am?
24 A 4,000.
25 Q So you put 5,000 down and you got \$4,000 for

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1 Q I'm going to direct your attention to
2 Exhibit 4, Interrogatory Response Number 1, page 5,
3 line 2 to 3. It says, "The current odometer
4 reading is" 82- -- "82,130."
5 And these responses were verified on
6 August 27th -- or were served, rather, on August 27th,
7 2008.
8 Does that seem like --
9 A Yes.
11:12 10 Q -- an accurate estimate of somewhere where
11 your mileage was a few months ago?
12 A Yes.
13 Q Have you been in any collisions or accidents
14 with your vehicle?
15 A No.
16 Q Never?
17 A Never.
18 Q Did you pay the sticker price for your truck?
19 A I don't think so.
11:12 20 Q You bargained for the price of your truck?
21 A I don't recall.
22 Q You don't recall paying the sticker but you
23 don't recall bargaining either?
24 A No, I don't -- I don't recall. That was a --
25 that was a long time ago.

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9 (Pages 33 to 36)

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1 Q Can you tell me what you do recall about
2 negotiating the price of your truck.
3 A I don't recall negotiating at all.
4 Q Can you tell me what you do recall about
5 discussing the price of your truck.
6 A I don't recall discussing the price of my
7 truck at all.
8 Q What do you recall in terms of coming up with
9 an agreed price for your truck?
11:13 10 A I don't recall.
11 Q You don't recall anything at all?
12 A No.
13 Q You recall just going to Anaheim Chevrolet
14 and signing a contract for the amount of --
15 MR. SPIRO: Vague.
16 BY MS. YASHAR:
17 Q -- your truck?
18 MR. SPIRO: Vague.
19 THE WITNESS: I just remember buying a truck.
11:13 20 BY MS. YASHAR:
21 Q And you remember trading in your Grand Am for
22 the truck?
23 A Right.
24 Q But you don't remember any negotiations
25 regarding the price of the truck?

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1 A No.
2 Q And you don't remember any bargaining
3 regarding the price of the truck?
4 A No.
5 Q Did you have any rebates when you purchased
6 the truck?
7 A I believe so.
8 Q What rebate?
9 A I don't know. It says on here, there's a
11:14 10 rebate of -- looks like 35- or 3800.
11 Q Now, when you say "on here," you're referring
12 to Exhibit Number 9?
13 A Yes.
14 Q And where are you looking on Exhibit 9?
15 A "Manufacturer's Rebate."
16 Q Do you recall whether you received that
17 rebate?
18 A I don't recall the rebate at all. If it
19 wasn't on here, I wouldn't have recalled it at all.
11:14 20 Q So you don't recall discussing any rebate --
21 A No.
22 Q -- with anybody at Anaheim Chevrolet?
23 A No.
24 Q Or discussing a rebate with anyone at all?
25 A No.

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1 Q Did you shop around before going to Anaheim
2 Chevrolet to purchase your truck in July of 2001?
3 A Yes.
4 Q Can you tell me about that.
5 A We just looked for other trucks.
6 Q Where did you look?
7 A Looked at Toyota and looked at other -- other
8 Chevy dealers.
9 Q When you say you looked at Toyota, does that
11:16 10 mean that you went to a Toyota dealership?
11 A Yes.
12 Q Were you looking at any particular Toyota
13 truck?
14 A Tundra.
15 Q What did you like about the Tundra?
16 A The body style.
17 Q Were you looking at any other trucks other
18 than the Toyota Tundra?
19 A No, just that and the Silverado.
11:16 20 Q And when you say "we" looked at Toyota and
21 other Chevy dealers, are you referring to yourself and
22 your ex-husband?
23 A No. My then boyfriend.
24 Q What other Chevy dealers did you visit?
25 A You know, I don't recall, actually.

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1 Q Do you recall any of the other Chevy dealers
2 that you went to visit?
3 A No, I don't even know their names.
4 Q Do you know how many other Chevy dealers that
5 you went to visit?
6 A Maybe two.
7 Q Were you looking at any other trucks at those
8 Chevy dealers other than the Chevy Silverado?
9 A No.
11:17 10 Q How long were you looking to buy a truck
11 before you bought your 2001 Chevy Silverado?
12 A Actually just maybe a couple of months,
13 looked around, was in the market to buy a truck so we
14 looked around and bought a truck.
15 Q You said you went to a couple of other Chevy
16 dealers in addition to Anaheim Chevrolet, what did you
17 discuss with these dealers when you were looking at
18 the Chevy Silverado?
19 A I didn't discuss anything with them. I knew
11:18 20 what I was looking for as far as the color and I liked
21 the body style, I liked the durability of a Chevy and
22 certain things I wanted in the truck.
23 Q What are the certain things that you wanted
24 in the truck?
25 A The lumbar seats and I wanted the air

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10 (Pages 37 to 40)

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1 conditioning and radio and -- and a good price.
2 Q Is there anything else that you liked about
3 the Chevy Silverado other than the body style, the
4 durability and those basic things that you were
5 looking for, including the lumbar seats, the air
6 conditioning, the radio and a good price?
7 A I think that's -- that's it.
8 Q And what do you mean by "durability"?
9 A They're supposed to be safe, made well, they
11:20 10 do well in the crash test, and that was important to
11 me.
12 Q How would you determine whether the truck was
13 durable -- or let's make it more specific -- how did
14 you determine that the Chevy Silverado was durable?
15 A Because I saw the -- I pay attention to the
16 crash tests. At that time they did well in the crash
17 tests.
18 Q What crash tests are you referring to?
19 A The one that they -- they would do on TV, you
11:21 20 know, on 20/20 or 60 Minutes.
21 Q So you saw a crash test that was on TV that
22 included the Chevy Silverado?
23 A Yeah, they would -- they would go -- they
24 would do the crash test and they would also tell you
25 what -- what cars or what trucks were safe.

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1 expensive.
2 Q So is the reason why you chose a Chevy
3 Silverado over the Toyota Tundra because the Chevy
4 Silverado was less expensive than the Toyota Tundra?
5 A Yes.
6 Q Is there any other reason why you chose the
7 Chevy Silverado over the Toyota Tundra?
8 A They're -- the Silverado is -- is a little
9 bit bigger, a little bit more spacious.
11:23 10 Q Anything else?
11 A That's it.
12 Q You mentioned that you went to several
13 dealers, two dealers before you bought your Chevy
14 Silverado from Anaheim Chevrolet.
15 Why didn't you buy it from the first dealer
16 that you went to, why did you go to several dealers
17 before you purchased --
18 A You know, I don't recall. Maybe they didn't
19 have the truck. I -- I don't recall why we didn't.
11:24 20 Q You don't recall why you didn't buy it from
21 the other two dealers that you went to visit?
22 A Right.
23 Q Did you special order your truck?
24 A No.
25 Q You bought the truck right off the lot?

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1 Q You mentioned several television shows, do
2 you recall which --
3 A No --
4 Q -- specific one?
5 A -- I don't.
6 Q Was it more than one of these television
7 shows that you saw a crash test that involved the
8 Chevy Silverado?
9 A No, it was one, but I don't recall which one.
11:21 10 Q And you saw this crash test that involved the
11 Chevy Silverado prior to purchasing your Chevy
12 Silverado, obviously, right?
13 A Yes.
14 Q And it was on a news show -- strike that.
15 You saw the crash test on a -- a news show as
16 opposed to an advertisement?
17 A Right, it wasn't an advertisement, no.
18 Q The crash test was run by someone that wasn't
19 affiliated with GM, correct?
11:22 20 A Correct.
21 Q Was the Toyota Tundra involved in that crash
22 test as well?
23 A Yes.
24 Q How did they perform?
25 A They did well, but the Tundras are a lot more

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1 A Right.
2 Q And you knew what color you wanted?
3 A Right.
4 Q And you don't think the other two dealerships
5 had that particular color that you wanted?
6 A I don't recall.
7 Q What color is your truck?
8 A Green.
9 Q Other than the crash test that you saw on
11:24 10 some news show, is there any other investigation or
11 research that you did before buying your truck in
12 July 2001?
13 A No.
14 Q You mentioned that you had a Grand Am prior
15 to your truck.
16 A Yes.
17 Q And that's a GM car, do you know that?
18 A Yes. I've had two Grand Ams in a row.
19 Q I've had a Grand Am as well.
11:25 20 What was your experience with the Grand Am?
21 A Good.
22 Q Which is why you had two of them, correct?
23 A Yes.
24 Q Is it fair to say that your prior experience
25 with GM was positive?

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11 (Pages 41 to 44)

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1 A Yes.
2 Q What did you believe was the reputation of
3 GM?
4 A What do I believe now?
5 Q What did you believe then was the reputation
6 of GM as a car manufacturer?
7 A I thought it was good.
8 Q Knowing what you know now, would you have
9 purchased another truck instead of your 2001 Chevy
11:27 10 Silverado?
11 A No.
12 Q How many times did you visit the dealer at
13 Anaheim Chevrolet before purchasing your 2001 Chevy
14 Silverado?
15 A I don't recall.
16 Q More than once?
17 A I don't -- I don't know.
18 Q You don't remember whether you went more than
19 once before actually buying your truck?
11:28 20 A No, I don't remember.
21 Q But when you went and finally did purchase
22 your truck in July 2001, prior to going to the
23 dealership, you knew you wanted to buy the Chevy
24 Silverado?
25 A Right.

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1 Q Do you remember who your salesperson was at
2 Anaheim Chevrolet?
3 A His name was Timothy.
4 Q Did you test-drive the truck before you
5 purchased it that day in July 2001?
6 A Yes.
7 Q Did you test-drive it with Timothy?
8 A Yes.
9 Q How did you first meet Timothy?
11:29 10 A At the Anaheim Chevrolet.
11 Q Did you just walk in to Anaheim Chevrolet and
12 Timothy was the first person to help you?
13 A Right.
14 Q You didn't know Timothy prior to that day in
15 July of 2001 when you actually purchased your truck?
16 A Right.
17 Q You don't recall having met Timothy on a
18 previous occasion?
19 A No.
11:30 20 Q Is there anyone else that helped you at
21 Anaheim Chevrolet?
22 A On?
23 Q In July 2001, the day that you purchased your
24 truck?
25 A Just the person that wrote up the contract.

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1 Q Do you remember his name?
2 A No.
3 Q Does Adam ring a bell?
4 A No.
5 Q Can you tell me a little bit about your
6 experience when you test-drove the truck in July 2001,
7 the day that you purchased it?
8 A I don't remember much about the test-drive,
9 it was just a test-drive.
11:30 10 Q Do you remember anything out of the ordinary?
11 A No.
12 Q Do you remember anything that may have caused
13 you to think twice about buying the Chevy Silverado?
14 A No.
15 Q Do you remember your conversations with
16 Timothy about the Chevy Silverado?
17 A No.
18 Q You don't remember any conversations with
19 Timothy?
11:31 20 A No.
21 Q Do you remember any of your conversations
22 with anyone at Anaheim Chevrolet about your Chevy
23 Silverado in July 2008, the day that you bought your
24 truck?
25 A Regarding?

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1 Q Questions about your Chevy Silverado.
2 A Yeah, after I bought it.
3 Q After you bought your car, what were the
4 questions -- what were the conversations after you
5 bought your car?
6 A Going over the check list, I asked about
7 the -- the brake.
8 Q So can you tell me a little bit about your
9 conversation regarding the brakes.
11:32 10 A Well, we were going over the check list and I
11 just went ahead and just checked myself and I pressed
12 on the emergency brake and it didn't have any
13 resistance.
14 And the gentleman that was with me said it
15 was normal. And I asked him if he was sure and he
16 said yeah and that was the end of the conversation.
17 Q Who -- who was this gentleman that you had
18 spoken to?
19 A The person that brought out the truck.
11:32 20 Q And this was this -- this same second
21 individual that you said was helping you draft your
22 contract to purchase the truck?
23 A No, I don't know who it was.
24 Q Do you remember how this person looked like?
25 A No.

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1 Q But it was a man not a woman?
2 A Yes.
3 Q Do you remember what ethnicity they were?
4 A No.
5 Q You don't remember any characteristics about
6 them?
7 A No.
8 Q And you mentioned a check list, what check
9 list are you referring to?
11:33 10 A Check list going over the -- the car -- the
11 truck.
12 Q Did you talk about the brakes before you
13 purchased your truck?
14 A No.
15 Q You talked about the brakes after you had
16 already purchased your truck and the paperwork was
17 complete?
18 A Yes.
19 Q Was it the same day that you purchased your
11:34 20 truck --
21 A Yes.
22 Q -- or on a different day?
23 It was on the same day?
24 A Yes, when they brought it out to me.
25 Q Now, when you say that when you pressed on
Page 49

1 the emergency brake system, it didn't have any
2 resistance --
3 A Correct.
4 Q -- what does that mean?
5 A It didn't have any resistance, it just went
6 straight to the floor.
7 Q Were you with your ex-boyfriend during this
8 conversation -- I'm sorry -- were you with your
9 boyfriend during this conversation with the gentleman
11:35 10 about the brakes?
11 A I don't recall if he was there or if he was
12 listening, I don't recall if he was.
13 Q What is the name of your boyfriend?
14 A Frank.
15 Q What's his last name?
16 A Hofmann.
17 Q H-o-f-f-m-a-n?
18 A H-o-f-m-a-n-n.
19 Q Do you recall anyone else being present
11:36 20 during your conversation about the emergency brakes?
21 A Nobody else was there.
22 Q It was just you and the gentleman from
23 Anaheim Chevrolet, correct?
24 A Correct.
25 Q And after the gentleman from Anaheim
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1 Chevrolet said, in your words, that it was normal, is
2 that where the conversation ended?
3 A Yes.
4 Q There was no more discussion about the
5 brakes?
6 A No.
7 Q Did you have any discussion with anyone else
8 about the parking brakes?
9 A No, didn't feel there was a need to.
11:37 10 Q Are the parking brakes in the Chevy Silverado
11 something that you push down with your -- your foot?
12 A Yes.
13 Q And when you say that it didn't have any
14 resistance, you mean that it easily went down to the
15 floor?
16 A Yes.
17 Q You didn't feel any pressure --
18 A Pressure.
19 Q -- pushing back up?
11:37 20 A Yes.
21 Q But you had no indication that it wasn't
22 working properly, correct?
23 A Correct.
24 Q Were there any statements that anyone at
25 Anaheim Chevrolet made that you relied on in
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1 purchasing your truck in July 2001?
2 A Is there any --
3 MR. SPIRO: Vague.
4 THE WITNESS: Rephrase -- rephrase that.
5 BY MS. YASHAR:
6 Q Is there anything Timothy or anyone else at
7 Chevy Silverado -- at Chevy -- strike that. Let me
8 begin again.
9 Did anything that Timothy or anyone else that
11:39 10 worked at Anaheim Chevrolet say to you that caused you
11 to purchase your Chevy Silverado in July 2001?
12 A No.
13 Q So there's nothing that they said that you
14 relied on in purchasing your Chevy Silverado in
15 July 2001?
16 MR. SPIRO: Vague.
17 THE WITNESS: Nobody made me purchase it.
18 MR. SPIRO: The question calls for a legal
19 conclusion.
11:40 20 MS. YASHAR: I'm handing you what's being
21 marked as Defendant's Exhibit 10.
22 (Defendant's Exhibit 10 marked.)
23 MS. YASHAR: This has been previously
24 Bates-labeled as P3012.
25 Q Do you recognize this document?
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13 (Pages 49 to 52)

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1 A Yes.
2 Q Can you tell me what it is?
3 A It's a new vehicle delivery system.
4 Q It's the "Completely Satisfied New Vehicle
5 Delivery System" form; is that right?
6 A Yes.
7 Q And this says -- has a delivery date of
8 July 8th, 2001.
9 Do you see that at the top?
11:41 10 A Yes.
11 Q Is that the date that you purchased your
12 vehicle?
13 A Yes.
14 Q When you were referring to the check list
15 that you went over with the gentleman at Anaheim
16 Chev- -- Chevy, is this the check list that you're
17 referring to?
18 A Yes.
19 Q Is that your signature at the bottom of
11:41 20 Exhibit 10?
21 A Yes.
22 Q Did you check these boxes off yourself?
23 A Yes.
24 Q And you reviewed the boxes obviously before
25 checking them off, correct?

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1 A Yeah, actually I think they checked the boxes
2 off.
3 Q Who's they?
4 A Our -- whoever had -- whoever did the check
5 list.
6 Q The person who was helping you --
7 A Yes.
8 Q Is the person who's helping you, the person
9 who did the check list?
11:42 10 A Yes.
11 Q And just so our record's clean, please let me
12 finish my question before --
13 A Okay.
14 Q -- you answer just so she's able to write
15 everything down.
16 Who -- was Timothy the person that was
17 helping you that checked off this check list?
18 A No.
19 Q Was it the second gentleman that you
11:42 20 mentioned that you asked about the brake system that
21 checked off this -- this form?
22 A I believe so.
23 Q And were these boxes checked off in front of
24 you?
25 A I believe so.

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1 Q Do you see at the bottom where it says
2 "Customer comments"?
3 A Yes.
4 Q Then it says, "Timothy is a good
5 salesperson," with an exclamation
6 mark.
7 Do you see that?
8 A Yes.
9 Q Did you write that?
11:43 10 A Yes.
11 Q Why did you write that?
12 A Because he was a good salesperson.
13 Q Was he able to answer all of your questions?
14 A Yes.
15 Q Was anything he said to you false, misleading
16 or deceptive?
17 A No.
18 Q Did you also write what's also written in the
19 "Customer comments" of Exhibit 10, "P.S.
11:43 20 and Adam was okay too," followed by
21 an exclamation mark?
22 A Yes.
23 Q Was Adam the gentleman that you spoke to
24 about the brakes?
25 A I don't recall who Adam was.

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1 Q But you recall writing this statement,
2 "P.S. and Adam was okay too" --
3 A Yes.
4 Q -- with the exclamation mark?
5 MR. SPIRO: Excuse me. May I take a break.
6 MS. YASHAR: Let me just finish this series
7 of questions, just a few more minutes, and then we can
8 take a break.
9 MR. SPIRO: I'm going to explode but go
11:44 10 ahead.
11 BY MS. YASHAR:
12 Q Why did you write that statement about Adam?
13 A Because he was good too.
14 Q Was anything he said to you false, misleading
15 or deceptive?
16 A I don't believe so.
17 Q Do you recall talking to anyone other than
18 Timothy and Adam at Anaheim Chevrolet on July 8th,
19 2001?
11:44 20 A The person that brought out the truck.
21 Q And do you recall whether that person was the
22 individual who you asked about the brakes?
23 A That's who I asked about the brakes.
24 Q And that's the individual that you don't
25 recall his name --

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1 A Right.
2 Q -- or anything about him, correct?
3 A Correct.
4 Q Was anything he said to you false, misleading
5 or deceptive?
6 A Who?
7 Q The individual at Anaheim Chevrolet that
8 brought out the truck to you.
9 A Yes.
11:45 10 Q What was it?
11 A The parking brake, he was wrong.
12 Q Why was he wrong?
13 A Because it -- it didn't work.
14 Q When did you realize for the first time that
15 the parking brake didn't work?
16 A I don't recall a date.
17 Q Do you recall a year?
18 A No, I don't.
19 Q Was it within the first year of buying your
11:45 20 vehicle in 2001?
21 A No, I don't --
22 Q Was it --
23 A -- I don't recall -- I don't recall when it
24 was; I can't even give you an approximate.
25 Q Was it within a couple of weeks of buying
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1 your car?
2 A I don't -- I don't know.
3 Q Do you recall the first time that your brakes
4 did not work?
5 A No.
6 Q You don't recall the first time that your
7 brakes did not work?
8 A My parking brake; my brakes worked, my
9 parking brake didn't work.
11:46 10 Q Do you recall the first time that your
11 parking brakes did not provide resistance when you
12 tried the parking brake --
13 A It didn't provide resistance from day one.
14 Q Do you remember the first time that your
15 parking brakes failed to keep your car in a parking
16 position?
17 A No, I don't.
18 Q Do you recall your truck ever sliding?
19 A Yes.
11:47 20 Q When?
21 A Sometime it -- I don't know when, it just
22 rolled backwards and -- I don't know when, though, it
23 just would roll backwards.
24 Q And when did -- how would it roll backwards?
25 A How?
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1 Q Yes.
2 A It would roll backwards.
3 Q How much would it roll backwards?
4 A How much, it would roll until I put the brake
5 on.
6 Q But when you put the brake on, the parking
7 brake, correct?
8 A No, the regular brakes.
9 Q Let's back up.
11:47 10 There's a time where you remember that the
11 car rolled, correct?
12 A Yes.
13 Q You put the car -- you attempted to park the
14 car and then you pressed the parking brakes?
15 A The car had to be in neutral for some reason,
16 put it in -- on the parking brake. The parking -- if
17 the truck would roll backwards, it would roll as
18 long -- until you put on the brakes to stop it.
19 Q So you attempted to park your car with your
11:48 20 stick in neutral --
21 A No --
22 Q -- but your parking brakes --
23 A -- I had an automatic.
24 Q You have an automatic.
25 With your -- describe to me everything that
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1 you can remember from the time that you tried to park
2 your car and noticed for the first time that the
3 parking brake did not work.
4 MR. SPIRO: She didn't say she tried to park
5 the car.
6 THE WITNESS: We had to put my car in neutral
7 for some reason, I don't recall why, and put on the
8 parking brake. The truck proceeded to roll, so I had
9 to put on the regular brake to stop it, so we couldn't
11:49 10 use the parking brake.
11 MR. SPIRO: Pantea, I -- I can't even
12 concentrate, I just have to go to the bathroom. You
13 can all stay in here, I just need about two minutes.
14 MS. YASHAR: That's fine. Let's take a
15 break.
16 VIDEO OPERATOR: We're going off the record
17 at 11:49.
18 This concludes Media Number 1 and we are off
19 the record.
12:01 20 (Recess.)
21 VIDEO OPERATOR: We are back on the record at
22 12:01.
23 This is the beginning of Media Number 2 in
24 the deposition of Robin Gonzales.
25 BY MS. YASHAR:
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15 (Pages 57 to 60)

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<p>1 Q Before the break, you talked about an 2 incident where your car was in neutral and you 3 attempted to use your parking brakes in your 2001 4 Chevy Silverado and it didn't hold the car; is that 5 correct? 6 A Correct. 7 Q And that was the first time that you say your 8 parking brake system didn't work for you; is that 9 correct? 12:01 10 A Correct. 11 Q When was this? 12 A I don't recall the date. 13 Q Do you recall a year. 14 A Well, I know it was after the warranty was 15 over. 16 Q How long was your warranty for, how many 17 years? 18 A You know, I don't recall. I think it was 19 three years and 50,000 miles, but I'm not -- I'm not 12:02 20 sure about that. 21 Q So you think that this incident occurred 22 sometime after 2004, correct? 23 A Yes, I know it did. 24 Q And you're definitely sure your warranty was 25 over when this incident occurred, correct?</p> <p>Page 61</p>	<p>1 A During the day. 2 Q Do you remember what time during the day, 3 approximately? 4 A No, I don't. 5 Q Do you remember if it was raining that day? 6 A No, it wasn't raining. 7 Q Do you remember if it was a clear day? 8 A No, I don't know. 9 Q Was anyone with you other than your 12:04 10 ex-husband and yourself? 11 A No. 12 Q Was your ex-husband in the car? 13 A No. 14 Q Was he outside of the car? 15 A Yes. 16 Q Do you remember why you had to put the car in 17 neutral before you attempted to use the parking brake? 18 A No. 19 Q You have no idea why the car needed to be in 12:04 20 neutral? 21 A No. 22 Q Did your parking brakes ever not work when 23 your car was in park? 24 A I wouldn't know that. 25 Q Did your parking -- strike that.</p> <p>Page 63</p>
<p>1 A Yes, I know -- I know it was. 2 Q Were you the one in the vehicle attempting to 3 use the parking brake? 4 A Yes. 5 Q Was anyone with you? 6 A My ex-husband. 7 Q Were you on a slope? 8 A The driveway. 9 Q Is the driveway -- 12:03 10 A Slightly slanted. 11 Q Let's just make sure I'm asking my 12 questions -- 13 A Okay, sorry. 14 Q -- and you're answering your questions after 15 me just so the court reporter is clear. 16 So you were on your driveway, correct? 17 A Correct. 18 Q And your driveway is on a slope -- it is a 19 slope, correct? 12:03 20 A Slightly slanted. 21 Q What were the weather conditions like during 22 this particular day or night when you attempted to use 23 the parking brake when your car was in neutral? 24 A I don't recall. 25 Q Was it during the day or was it at night?</p> <p>Page 62</p>	<p>1 Did your car ever roll when your car was in 2 park and your parking brakes were set? 3 A No. 4 Q Did you ever have any problems with your 5 parking brakes when your car was in park? 6 A No. 7 Q The only time you experienced problems with 8 your parking brakes was this one incident when your 9 car was in neutral, correct? 12:06 10 A Correct. 11 Q And you were on your driveway, right? 12 A Yes. 13 Q And your driveway is at a slope? 14 A Yes. 15 Q Did you ever try to use the parking brakes 16 when your car was in neutral, again, after this 17 particular incident that we just discussed when you 18 were with your ex-husband, when you were on the 19 driveway? 12:06 20 A No, because it didn't work. 21 Q And you don't remember why you were trying to 22 park -- use your parking brakes when your car was in 23 neutral, correct? 24 A Right. 25 Q After discovering that your parking brakes</p> <p>Page 64</p>

16 (Pages 61 to 64)

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1 may not have worked when you had your car in neutral
2 and you were on your driveway, which was at a slope,
3 what did you do?
4 A I took it to Massey Chevrolet and inquired
5 about getting it fixed.
6 Q When did you take it to Massey Chevrolet?
7 A After that.
8 Q Within a week?
9 A Sometime after that, I don't -- whenever it
12:07 10 was convenient, I don't remember.
11 Q Would it be fair to say that it was --
12 A Within a month, I guess.
13 Q So it's fair to say that it was within a
14 month of that incident occurring?
15 A Yeah.
16 Q And you said you don't ever remember using
17 the parking brake system when your car was in park and
18 the car not being held, correct?
19 MR. SPIRO: Asked and answered.
12:09 20 THE WITNESS: Ask that again.
21 BY MS. YASHAR:
22 Q You don't remember an incident where you
23 attempted to use the parking brake and your car was in--
24 park and the car did not hold the vehicle -- the
25 parking brake did not hold the vehicle?

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1 A Yeah, the -- the parking brake wasn't working
2 so the parking brake wasn't holding the vehicle.
3 Q When you took the car to Massey after the
4 incident occurred with your car in neutral and you
5 attempted to use the parking brake system, what did
6 Massey -- well, tell me about that visit to Massey?
7 A Well, they said there wasn't a recall on the
8 parking brake so they -- and it was out of warranty,
9 so they wouldn't fix it, free of charge, that is, that
12:10 10 I would have to pay for it myself.
11 Q What is Massey?
12 A Massey Chevrolet, it's a dealer.
13 Q And is that where you usually took your truck
14 in?
15 A Usually, yes.
16 Q That's where you took your truck in for
17 service --
18 A Yes.
19 Q -- and for any problems that came up with
12:11 20 your truck, correct?
21 A Yes.
22 Q Did you have them evaluate your truck before
23 asking them to pay for repairs?
24 A I don't recall.
25 Q Can you tell me what you do recall about your

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1 conversation with --
2 A That's what I recall, what I just told you.
3 Q But you don't remember if they ever actually
4 inspected your vehicle?
5 A Oh, well, I ended up looking back in my
6 paperwork and finding that they did note that it was
7 inoperable.
8 Q Did you look back at your paperwork before
9 visiting Massey Chevrolet?
12:12 10 A No, I looked after.
11 MS. YASHAR: I'm handing you what is going to
12 be marked as Defendant's Exhibit 11.
13 (Defendant's Exhibit 11 marked.)
14 BY MS. YASHAR:
15 Q Can you tell me what this document is.
16 A It's my paperwork for Massey Chevrolet.
17 Q And is this your --
18 A It's receipts.
19 Q And what are the receipts from?
12:13 20 A Massey Chevrolet.
21 Q And is this your -- from your visit to Massey
22 Chevrolet after the incident occurred with your
23 parking brakes that you mentioned when your car was in
24 neutral?
25 MR. SPIRO: Hold on one second, please. I

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1 want to look at something.
2 Okay.
3 THE WITNESS: What was the question?
4 MS. YASHAR: Ms. Lindsay, can you please
5 repeat my question.
6 (Record read as follows:
7 "Q And is this your -- from
8 your visit to Massey Chevrolet
9 after the incident occurred with
10 your parking brakes that you
11 mentioned when your car was in
12 neutral?")
13 THE WITNESS: I don't think this has anything
14 to do with the parking brake.
15 BY MS. YASHAR:
16 Q Do you see somewhere in the middle of the
17 first page it says, "Owner request complete
18 brake inspection. Customer states
19 E break won't hold. Inspect and
12:15 20 report."
21 A Uh-huh.
22 Q Do you see that?
23 A Yeah.
24 Q Do you still think that this invoice
25 wasn't --

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17 (Pages 65 to 68)

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<p>1 A Yeah, I had to pay \$40 to have them tell me 2 again that it didn't work. That's right. 3 Q So this is an invoice from Massey Chevrolet 4 from your visit asking them to inspect the brakes as a 5 result of the incident with your parking brakes when 6 your car was in neutral; is that correct? 7 A Yes. 8 Q And this invoice is dated July 28th, 2005; is 9 that right? 10 A Yes. 11 Q So is it fair to say that the incident with 12 your parking brakes on your driveway when it was in 13 neutral happened somewhere around July 2005? 14 A Sometime before that. 15 I had been arguing with them back and forth 16 between the time that I found out and -- and had to 17 pay for them to tell me again that it wasn't working, 18 pay \$40 again in an attempt to get them to fix this. 19 Q Is it fair to say that it happened within one 20 or two months of this invoice -- 21 A Yes. 22 Q -- being generated? 23 And by "it," I mean your incident on your 24 driveway with your parking brakes and your car in 25 neutral; is that correct?</p> <p>Page 69</p>	<p>1 A Correct. 2 Q -- correct? 3 A Correct. 4 Q Do you remember an invoice being generated at 5 that -- at that time that you went to Massey Chevrolet 6 for the very first time? 7 A No, because I didn't leave it. 8 Q When's the next time after that initial visit 9 to Massey Chevrolet that you went back to Massey 10 Chevrolet? 11 A I don't recall. 12 Q Do you recall how many times you went back to 13 Massey Chevrolet before actually giving Massey 14 Chevrolet your vehicle to -- to be inspected in 15 July of 2008 -- I'm sorry, in July 2005? 16 A Maybe two or three times. 17 Q So you went back to Massey Chevrolet two or 18 three times before you gave them your vehicle to 19 complete a brake inspection; is that correct? 20 A Correct. 21 Q And on those two to three occasions, can you 22 explain to me what conversations you had with Massey 23 Chevrolet? 24 A Well, I brought them the other invoice that 25 says brake inoperable and I also talked to the general</p> <p>Page 71</p>
<p>1 A Yes. 2 Q All right. So let's go through this one by 3 one. 4 Sometime in around June or July of 2005, you 5 experienced a problem with your parking brakes when 6 your car was in neutral, right? 7 A Yes. 8 Q Within a month or so you went to go visit 9 Massey Chevrolet; is that right? 10 A Yes. 11 Q And you had a conversation with someone at 12 Massey Chevrolet about your parking brakes? 13 A Yes. 14 Q Do you remember who that person was that you 15 spoke to at Massey Chevrolet? 16 A No. 17 Q Do you remember them doing an inspection on 18 your vehicle at that time? 19 A No. 20 Q But you do remember reporting problems with 21 your parking brakes, correct? 22 A Yes. 23 Q And then explaining to you that your vehicle 24 was not under warranty so any repairs would have to be 25 paid for out of your own pocket; is that --</p> <p>Page 70</p>	<p>1 manager. 2 Q Who was the general manager at Massey 3 Chevrolet? 4 A I don't recall. 5 Q You don't remember his name? 6 A No. 7 Q Do you remember the name of anyone you spoke 8 to during any of your visits at Massey Chevrolet? 9 A Not anymore. 10 Q Do you remember any characteristics about any 11 of the people that you spoke to at Massey Chevrolet? 12 A Not anymore. 13 Q So after your first visit to Massey 14 Chevrolet, you went back and looked at your old 15 invoices; is that correct? 16 A Yes. 17 Q And why did you look at your old invoices? 18 A I don't remember what made me look at my old 19 invoices but I did and luckily I found that little 20 note that the mechanic left on there. 21 Q And what note did the mechanic leave on one 22 of your old invoices from Massey Chevrolet? 23 A Parking brake inoperable. 24 MS. YASHAR: Handing you what has been 25 previously Bates-labeled as PP3301 and is now being</p> <p>Page 72</p>

18 (Pages 69 to 72)

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1 labeled Defendant's Exhibit Number 12.
2 (Defendant's Exhibit 12 marked.)
3 BY MS. YASHAR:
4 Q Is this a copy -- strike that.
5 Can you tell me what this is.
6 A It is a -- a copy of my invoice at Massey
7 Chevrolet.
8 Q Is this a copy of an old invoice that you
9 were referring to that has a note in it that says
10 parking -- "Parking brake inop"?
11 A Yes.
12 Q And you noticed this for the very first time
13 sometime around June or July of 2005; is that correct?
14 A Yes.
15 Q And this invoice was generated on
16 December 13, 2003; is that correct?
17 A Yes.
18 Q So let's go step by step.
19 After you noticed this note in the "Comments"
12:22 20 section of the December 13, 2003 invoice from Massey
21 Chevrolet that says "Parking brake inop," you went
22 back to Massey Chevrolet sometime in June or
23 July 2005; is that correct?
24 A No, sometime before that.
25 Q But sometime around June or July of 2005 --
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1 A Yes.
2 Q -- right?
3 And then at -- at this point you showed this
4 invoice to somebody at Massey Chevrolet?
5 A Yes.
6 Q Can you tell me about that conversation?
7 A I don't remember much about the conversation
8 anymore, I just showed them that -- that they had put
9 that in there, that they should fix it because it was
10 under warranty when they noticed it and they should
11 have just fixed it or at least told me about what they
12 found and they didn't hold up -- they didn't want to
13 fix it, they just blew it off.
14 Q Why did they tell you they did not want to
15 fix the parking brakes or --
16 A They told --
17 Q I'm sorry, why did they tell you they didn't
18 want to fix whatever you were asking them to fix?
19 A Because it wasn't in warranty and I didn't
12:24 20 need -- I didn't need a parking brake because my truck
21 was an automatic.
22 Q And you were asking them to fix your parking
23 brakes, correct?
24 A Yes.
25 Q Do you remember who told you that they
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1 wouldn't fix your brakes because your car was not
2 under warranty and because you had a truck that was
3 automatic and it was not necessary?
4 A The same people that I was talking to, the
5 general manager and -- I don't know what the other
6 titles are, the people that greet you when you first
7 bring it in for service, I guess the service manager
8 would be his title.
9 Q But you don't remember anyone's name,
10 correct?
11 A Correct.
12 Q Did you leave your car with Massey that day
13 when they told you that they're not going to --
14 A No.
15 Q -- pay for the repairs of your car?
16 A No.
17 Q You left?
18 A Yes.
19 Q And at some point you decided to come back to
12:25 20 Massey, right?
21 A Yeah, that's when I got the -- I had to get
22 the -- when I got this done, when I had to pay the
23 \$40.
24 Q And by "this done," you're referring to the
25 invoice in Exhibit 11, the invoice that is Exhibit 11
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1 that refers to a complete brake inspection?
2 A Correct.
3 Q Why did you come back to Massey Chevrolet to
4 get a complete brake inspection?
5 A You know, I don't remember how come I got a
6 complete brake inspection.
7 Q Prior to getting your complete brake
8 inspection in July 2005 at Massey Chevrolet, did you
9 have anyone else inspect your brakes?
10 A No.
11 Q Did you contact the service agent that had
12 helped you in December 2003 from Massey Chevrolet to
13 ask them about the comment that said, "Parking brake
14 inop"?
15 A The service agent -- I don't understand your
16 question.
17 Q Let me rephrase.
18 You took your car in December -- on
19 December 13th, or somewhere around December 13, 2003
12:27 20 to Massey Chevrolet, correct?
21 A Uh-huh. Yes.
22 Q Is there somebody at Massey Chevrolet that
23 you generally work with that is your service agent?
24 A No.
25 Q Do you know who generated the invoice from
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19 (Pages 73 to 76)

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<p>1 December 13, 2003 that's Exhibit 12? 2 A No. 3 Q Do you know who wrote in the "Comments" 4 section, "Parking brake inop"? 5 A No. 6 Q Aside from going to Massey Chevrolet in 7 June or July of 2005 to ask about repairs to your 8 parking brake system, did you contact any other GM 9 dealership? 12:28 10 A About the parking brake? 11 Q Yes? 12 A I went to S & J Chevrolet and asked them 13 about it and they had the same answer. 14 Q And is S & J Chevrolet associated with 15 General Motors? 16 A Not - I don't know. 17 MS. YASHAR: I'm handing you what has 18 previously been Bates-labeled as P3319 and is being 19 marked as Defendant's Exhibit Number 13. 12:29 20 (Defendant's Exhibit 13 marked.) 21 BY MS. YASHAR: 22 Q Is this a copy of the invoice from your visit 23 to S & J Chevrolet? 24 A Yes. 25 Q And this is dated September 29, 2005; is that Page 77</p>	<p>1 Q It says here "Brake light and 2 ABS light back on." 3 A Yeah, the light in the truck was on. 4 MS. YASHAR: I'm going to hand you another 5 invoice that's previously Bates-labeled as 6 P3317 that's now being marked as Defendant's 7 Exhibit 14. 8 (Defendant's Exhibit 14 marked.) 9 BY MS. YASHAR: 12:32 10 Q Can you tell me what this is. 11 A It's an invoice. 12 Q It is an invoice from S & J Chevrolet, 13 correct? 14 A Correct. 15 Q And it's dated September 27, 2005? 16 A Yes. 17 Q Here it shows that you paid a total of \$78; 18 is that right? 19 A Correct. 12:33 20 Q And was that payment for fixing the brake 21 light, ABS light that went on in your vehicle? 22 A Correct. 23 Q And it says there was an issue with the wire 24 connections, right? 25 A Right. Page 79</p>
<p>1 correct? 2 A Yes. 3 Q So you went to S & J Chevrolet and asked them 4 if they would replace your parking brake system? 5 A No. 6 Q Why did you go to S & J Chevrolet? 7 A My brake light was on. 8 Q Did you ask them about your parking brake 9 system at all? 12:30 10 A Yes. 11 Q But that's not why you initially went to S & 12 J Chevrolet, right? 13 A Right. 14 Q You went because of your brake light? 15 A Yes. 16 Q And what did they tell you when you asked 17 them if they would repair your parking brake system? 18 A They said the same thing, it wasn't in - in 19 warranty and I don't need it because I have an 12:31 20 automatic. 21 Q Did you have them fix your brake light? 22 A It doesn't look like I did. 23 Q Why not? 24 A It wasn't the brake light, the light in the 25 truck was on. I don't know why I didn't have it done. Page 78</p>	<p>1 Q That had nothing to do with your parking 2 brakes; is that right? 3 A Correct. 4 Q Let's go back to Exhibit 12. And this was a 5 copy of the invoice from December 13, 2003 from Massey 6 Chevrolet. 7 Why did you take your car in to Massey 8 Chevrolet in December of 2003? 9 A My horn wasn't working, looks like I had a 12:34 10 rattle, I had them check my brakes. 11 Q Anything else? 12 A That's it. 13 Q You also mentioned that you had them check 14 your brakes; is that right? 15 A Yeah. 16 Q Why did you have them check your brakes? 17 A I always have my brakes checked to make sure 18 they're not getting low. 19 Q They're not getting what? 12:35 20 A Low. 21 Q What do you mean by brakes getting low? -- 22 A You don't want your brakes to run out on you. 23 Q And you remember having a conversation with 24 your -- with somebody from Massey about checking your 25 parking brakes in December 2003? Page 80</p>

20 (Pages 77 to 80)

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1 A No.
2 Q But you asked somebody to check your parking
3 brakes in December 2003?
4 A No, not my parking brakes, my brakes.
5 Q Do you remember having a conversation with
6 somebody at Massey in December 2003 about checking
7 your brakes?
8 A No, I don't remember having a conversation.
9 Q Do you remember asking somebody from Massey
12:36 10 in December 2003 to check your brakes?
11 A You know, I don't recall anymore.
12 Q Do you understand that when you take your
13 vehicle into the dealership for repairs, they write
14 down or they input everything that they need to
15 evaluate in your vehicle?
16 MR. SPIRO: Well, assumes facts not in the
17 record.
18 BY MS. YASHAR:
19 Q Let's look at Exhibit 12 in the middle of
12:37 20 Exhibit 12, do you see that, it says,
21 "Customer states that getting a
22 rattling noise from pass" -- strike
23 that.
24 In the middle of Exhibit 12, it lists a
25 number of things that the customer states.

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1 Do you see that?
2 A Where? Oh. No.
3 "Customer states," yeah.
4 Q Can you read that for me.
5 A Customer states getting a rattling
6 noise from passenger seat while
7 driving.
8 Found window regulator loose.
9 Okay.
12:38 10 Q Does it say anything about checking your
11 brakes there?
12 A No.
13 Q And you don't remember specifically asking
14 anyone from Massey in December 2003 to check your
15 brakes?
16 A No, I don't recall anymore.
17 Q Did you have any indication or anything to
18 give you a reason to think there was something wrong
19 with your brakes in December 2003?
12:38 20 A No, I just have them checked.
21 Q You just have them checked regularly?
22 A Uh-huh.
23 Q But you don't recall actually asking them to
24 be checked in December 2003, right?
25 A Well, that's how they found the parking brake

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1 problem.
2 Q I'm not asking you what they found or didn't
3 find. I'm asking whether you recall actually having
4 them check anything --
5 A Yes.
6 Q -- with respect to your brakes?
7 A I remember telling them to check my brakes --
8 Q You remember --
9 A -- see how much -- how much room -- brake
12:39 10 pads that I had left.
11 Q You remember telling someone from Massey in
12 December 2003 to check your brakes?
13 A Yes.
14 Q Do you remember who you told?
15 A No -- the service manager, the people when
16 you drive up, the people that help you.
17 Q And at the top of this sheet it says,
18 "Advisor, Andrew Lopez."
19 Was that the person who helped you,
12:39 20 Mr. Lopez?
21 A I don't recall.
22 Q But it was whoever was your advisor when you
23 came to Massey, that you --
24 A I don't know who -- what an advisor is, so I
25 don't know if it was Andrew Lopez.

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1 Q When you rolled your car -- your truck into
2 Massey Chevrolet in December 2003, somebody from
3 Massey Chevrolet assisted you, right?
4 A Correct.
5 Q Did more than one person assist you?
6 A Just one.
7 Q And that one person is the one who asked you
8 what was wrong with your vehicle, right?
9 A Correct.
12:40 10 Q Is that the same person who you spoke to
11 about having your brakes checked?
12 A Correct.
13 Q But you don't remember that person's specific
14 name, right?
15 A Correct.
16 Q Was it a male?
17 A I don't recall.
18 Q You don't recall if it was a male or a
19 female?
12:40 20 A No.
21 Q And you don't recall whether you worked with
22 this individual before or not?
23 A No.
24 Can I talk to my lawyer for a minute.
25 MR. SPIRO: We can take a break, if you will.

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21 (Pages 81 to 84)

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1 MS. YASHAR: Just give me one minute.
2 MR. SPIRO: It's all right.
3 MS. YASHAR: Let's take a brief break so she
4 can consult with her attorney.
5 VIDEO OPERATOR: We're going off the record
6 at 12:41.
7 We are off the record.
8 (Interruption in the proceedings.)
9 VIDEO OPERATOR: We are back on the record at
12:45 10 12:45.
11 BY MS. YASHAR:
12 Q Did you have a chance to consult with your
13 attorney?
14 A Yes.
15 Q Back to Exhibit 12, the December 2003
16 invoice.
17 When you got back your truck from Massey
18 Chevrolet, did you have any conversations with anybody
19 from Massey Chevrolet about your truck?
12:46 20 A I don't recall.
21 Q And you don't recall any conversations about
22 your brakes?
23 A Usually they'll tell me how much brake pads I
24 have left and that's -- that would be, you know, the
25 conversation.

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1 Q And do you recall them telling you how much
2 brake pads you had left in December 2003?
3 A No, I don't.
4 Q You don't recall anything about your
5 brakes -- you don't recall any conversation about
6 your brakes?
7 A No.
8 Q You don't recall any specific conversation
9 about your brakes before or after your car was worked
12:47 10 on at Massey Chevrolet in December 2003, right?
11 A Before?
12 Q Right.
13 A Before, yes, I asked them to check the
14 brakes.
15 Q But you don't remember a conversation about
16 your brakes after you picked up your car?
17 A Not particularly but, like I said, usually
18 they tell me how much brake pads I have left because I
19 ask them to check the brakes but I don't recall how
12:47 20 much they told me was left.
21 Q And you never had a conversation about your
22 parking brake system in December 2003, right?
23 A Correct.
24 Q Not before you dropped off your car or after
25 you picked up your car, right?

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1 A Correct.
2 Q You received this invoice, Exhibit 12,
3 December 13, 2003, when you picked up your car from
4 Massey Chevrolet, right?
5 A Correct.
6 Q Did you review the invoice after the work was
7 done?
8 A No, I didn't.
9 Q You just took the invoice and took it home?
12:48 10 A Yeah.
11 Q What did you do when you got home with the
12 invoice?
13 A I file my invoices.
14 Q Do you have a place where you file all of
15 your truck invoices?
16 A Yes.
17 Q And were all of those invoices produced in
18 this case, to the best of your knowledge?
19 A Yes.
12:49 20 Q You gave a copy of all those invoices to your
21 counsel?
22 A Yes.
23 Q And the first time that you looked back at
24 this invoice was sometime around June or July 2005?
25 A Yes.

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1 Q And you didn't experience any problems with
2 the parking brake system until sometime around June or
3 July 2005 when your car was in neutral and you
4 attempted to park your car; is that correct?
5 MR. SPIRO: Asked and answered, but --
6 THE WITNESS: Well, I didn't know it wasn't
7 working until then.
8 BY MS. YASHAR:
9 Q Does that mean, yes, you did not experience
12:50 10 any problems with the parking brakes until sometime
11 around June or July of 2005?
12 A Yes.
13 MS. YASHAR: If you'd like, we can take a
14 lunch break now.
15 MR. SPIRO: Okay.
16 VIDEO OPERATOR: We're going off the record
17 at 12:50.
18 We are off the record.
19 (Lunch recess.)
01:49 20 VIDEO OPERATOR: We are back on the record at
21 1:49.
22 BY MS. YASHAR:
23 Q So before we took a break for lunch, you
24 were talking about going to Massey in -- sometime in
25 June and July of 2005 to get your parking brakes

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1 repaired and then after that, going to S & J Chevrolet
2 to see if they were willing to front the cost to get
3 your parking brakes repaired; is that correct?
4 A Actually I went to S & J to get an opinion.
5 I honestly didn't think they would fix them.
6 Q So the two places so far that we've discussed
7 that you went to try to get your parking brakes
8 repaired or an opinion regarding getting your parking
9 brakes repaired was Massey Chevrolet and S & J
01:50 10 Chevrolet?
11 A Correct.
12 Q Did you go anywhere else?
13 A Not that I recall.
14 Q Did you ultimately get your parking brakes
15 repaired?
16 A Yes, I did.
17 Q Where did you get them repaired?
18 A I don't remember the name of it.
19 MS. YASHAR: Handing you what is being marked
01:51 20 as Defendant's Exhibit Number 15. This has been
21 previously Bates-labeled as P3260.
22 (Defendant's Exhibit 15 marked.)
23 BY MS. YASHAR:
24 Q Do you recognize this document?
25 A Yes, I do.

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1 Q What is it?
2 A It's an invoice from Barsom Tire And Auto
3 Repair.
4 Q Did you take your car into Barsom Tire And
5 Auto Repair?
6 A Yes.
7 Q This invoice is dated November 23rd, 2005.
8 Did you take in your car on or around
9 November 23rd, 2005 to Barsom Tire And Auto Repair?
01:51 10 A Yes.
11 Q Why did you take your truck to Barsom Tire
12 And Auto Repair?
13 A To get the parking brake fixed.
14 Q How did you find this place?
15 A I was given the name.
16 Q Who gave you the name?
17 A I don't recall.
18 Q You don't recall who recommended that you go
19 to Barsom Tire And Auto Repair?
01:52 20 A No.
21 Q Was it someone in your family?
22 A No.
23 Q Was it a friend?
24 A No.
25 Q Was it your counsel?

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1 A Yes.
2 Q Did you get an estimate of the cost for
3 repairing your parking brakes before giving Barsom
4 Tire And Auto Repair your truck to repair the parking
5 brakes?
6 A No.
7 Q You just took your truck to Barsom Tire and
8 told them to repair the brakes?
9 A Yes.
01:53 10 Q You didn't shop around and get another
11 opinion on how much it would cost to get your parking
12 brakes repaired somewhere else?
13 A No.
14 Q Why not?
15 A Because I didn't.
16 Q Do you know how much it would have cost to
17 get your parking brakes replaced at the Massey
18 dealership?
19 A No.
01:54 20 Q Or at the S & J Chevrolet dealership?
21 A No.
22 Q Do you remember your conversation with anyone
23 at Barsom Tire prior to giving them your truck?
24 A No, I don't recall.
25 Q You don't recall having a conversation about

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1 what was wrong with your parking brakes?
2 A I'm sure I had a conversation, but I don't
3 remember what was said, no.
4 Q Do you know what was wrong with your parking
5 brakes?
6 A No, other than it didn't work.
7 Q So you didn't know what was wrong with it,
8 you just knew that it didn't work?
9 A Correct.
01:55 10 Q Or you thought it didn't work, right?
11 A I knew it didn't work.
12 Q On the invoice for Barsom Tire, it lists your
13 rear rotors -- rotors -- I can't talk right now -- on
14 your invoice for Barsom Tire, it lists that your rear
15 rotors were replaced as well.
16 Is that related to your parking brakes?
17 A I have no idea.
18 Q And what was the cost of getting your parking
19 brakes repaired at Barsom Tire?
01:56 20 A \$417.
21 Q And that's reflected on this invoice, right?
22 A Correct.
23 MR. SPIRO: Excuse me, can we stop for one
24 second.
25 MS. YASHAR: Sure.

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23 (Pages 89 to 92)

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1 We can go off the record so counsel can take
2 a call.
3 VIDEO OPERATOR: We're going off the record
4 at 3:56 (sic).
5 (Interruption in the proceedings.)
6 VIDEO OPERATOR: We are back on the record at
7 3:56 (sic).
8 BY MS. YASHAR:
9 Q Who paid the cost of repairing your parking
01:56 10 brakes at Barsom Tire?
11 A I did.
12 Q You paid the \$417?
13 A Yes, I did.
14 Q Were you reimbursed by anyone for this \$417?
15 A Yes, I was.
16 Q Who reimbursed you?
17 A I don't recall the -- I don't recall the name
18 on the -- how I was reimbursed.
19 Q I didn't ask you how you were reimbursed. I
01:57 20 asked you who reimbursed you?
21 A I don't know.
22 Q Was it your counsel?
23 A Yes.
24 Q Do you know which one of your attorneys
25 reimbursed you?

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1 A No.
2 Q But you know it was one of the attorneys that
3 represent you in this litigation?
4 A Yes.
5 Q Did your counsel agree to reimburse you prior
6 to you giving Barsom Tire your truck to repair the
7 parking brake system?
8 MR. SPIRO: That's attorney-client, I'm going
9 to have to object to that and I'll instruct her not to
10 answer.
11 (Instruction not to answer.)
12 MS. YASHAR: You're instructing your witness
13 not to answer.
14 MR. SPIRO: Yes, that's attorney-client.
15 BY MS. YASHAR:
16 Q Did you have any agreements on whether you
17 would be reimbursed for the cost of repairing your
18 parking brake system with your counsel?
01:58 19 MR. SPIRO: That's the same thing.
20 Don't answer, please.
21 (Instruction not to answer.)
22 MS. YASHAR: Are you instructing your witness
23 not to answer.
24 MR. SPIRO: Attorney-client.
25 BY MS. YASHAR:

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1 Q Did you rent a car during the time your truck
2 was being worked on at Barsom Tire?
3 A Yes.
4 Q Who paid the costs of the rental car?
5 A I did.
6 Q How much was the cost?
7 A \$28.
8 Q Were you reimbursed for the cost of the
9 rental car?
01:58 10 A I don't think so.
11 Q You paid for it on your own?
12 A Yes.
13 Q And nobody reimbursed you?
14 A I don't believe so.
15 Q Did you incur any additional costs as a
16 result of getting the parking brake system replaced?
17 A No.
18 Q Did you take any pictures of your parking
19 brake system prior to getting them replaced in
01:59 20 November 2005?
21 A No.
22 Q Did you take any video of your truck or the
23 parking brake system prior to getting them replaced in
24 November 2005?
25 A No.

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1 Q Did you have your truck inspected by any
2 third party prior to getting them replaced in
3 November of 2005?
4 A I -- other than S & J and -- I mean other
5 than Massey Chevrolet?
6 Q Other than Massey Chevrolet and S & J
7 Chevrolet.
8 A No.
9 Q Did you keep your old parking brakes system
02:00 10 so that it could be inspected as part of this
11 litigation or by anyone later on?
12 A No.
13 Q Have you had your car appraised since
14 replacing the parking brake system?
15 A No.
16 Q Did you have your car appraised before
17 replacing the parking brake system?
18 A No.
19 Q You said that you didn't know what was wrong
02:00 20 with your parking brake system; is that right?
21 MR. SPIRO: She did say that. Asked and --
22 answered.
23 THE WITNESS: Other than it didn't work.
24 BY MS. YASHAR:
25 Q Do you have an opinion now, as you sit here

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1 today, on what was wrong with your parking brake
2 system?
3 A Other than it didn't work.
4 Q But you don't know why it didn't work?
5 A It was defective.
6 Q And when did you first hear the term
7 "defective" or "defect"?
8 A I have no idea. Some years back.
9 Q Was it prior to 2005 or after 2005?
02:02 10 A Probably in that time period.
11 Q Somewhere around 2005?
12 A Yes.
13 Q Was it prior to your first conversation with
14 an attorney or after your first conversation with an
15 attorney?
16 A Prior.
17 Q Do you know where you heard that term
18 "defect" or "defective"?
02:02 19 A No.
20 Q Was it on television?
21 A No.
22 Q Was it by counsel?
23 A No.
24 Q Was it in a newspaper?
25 A No, I don't usually read the newspaper.
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1 Q Was it by someone you talked to?
2 A Could be.
3 Q But you don't know who it was that you talked
4 to?
5 A No. Could have been from the dealership.
6 Q Did you ever contact the dealership itself
7 about the problems with your parking brake system?
8 A Yeah, I talked to Massey Chevrolet about my
9 parking brake system.
02:03 10 Q Did you ever talk to Anaheim Chevrolet?
11 A No.
12 Q Let's go back to 2001 when you were at
13 Anaheim Chevrolet purchasing your Chevy Silverado.
14 Prior to purchasing your truck, did you see a
15 certificate, label or tag on the 2001 Chevy Silverado
16 that you purchased saying, "This vehicle
17 conforms to all applicable U.S.
18 Federal Motor Safety Standards in
19 effect on the date of manufacture
02:04 20 shown above."
21 A Did I see that on the truck?
22 Q Did you see that certification, label or tag
23 on the truck itself?
24 A If I did, I don't remember.
25 Q Is there anything in that statement that I
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1 just read that you believe to be false, misleading or
2 deceptive?
3 MR. SPIRO: Whoa. Vague, confusing.
4 THE WITNESS: Can you read it again.
5 BY MS. YASHAR:
6 Q "This vehicle conforms to all
7 applicable U.S. Federal Motor
8 Safety Standards in effect on the
9 date of manufacture shown above."
02:05 10 A Yeah, I would say it's false.
11 Q What do you think is false?
12 A It is not safe.
13 Q And why do you think it's not safe?
14 A Because the parking brake is defective.
15 Q And you're saying because you believe it's
16 not safe and because you believe the parking brake is
17 defective, that it must not conform to the U.S.
18 Federal Motor Safety Standards?
19 A Correct.
02:06 20 Q Is there reason -- any other reason why you
21 think that the statement that I just read for you is
22 false, deceptive and misleading?
23 A No.
24 Q But you don't recall ever seeing that
25 certificate on your truck prior to purchasing it,
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1 right?
2 A Right.
3 MS. YASHAR: I'm handing you what is being
4 marked as Defendant's Exhibit 16 and it's been
5 previously Bates-labeled as P3010 to P3011.
6 (Defendant's Exhibit 16 marked.)
7 BY MS. YASHAR:
8 Q Do you recognize this document?
9 A I don't remember -- I don't remember this,
02:07 10 but I'm sure I've seen it, but it's -- it's been a
11 long time since I bought the truck so I don't remember
12 it actually, so --
13 Q Can you tell me what this document is.
14 A "General Motors Pre-Delivery Inspection
15 Procedure for Passenger Cars and Light Duty Trucks."
16 Q There is a VIN number, vehicle identification
17 number that's listed on the first page of this
18 document.
19 Do you see that?
02:08 20 A Yes.
21 Q Is that the VIN for your car?
22 A I don't know unless I was looking at my
23 truck.
24 Q I'm going to direct your attention to Exhibit
25 Number 4, Number 1, page 5.
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25 (Pages 97 to 100)

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<p>1 Listed here in your responses to defendant's 2 first set of interrogatories on line 2 is your vehicle 3 identification number. 4 Does the vehicle identification number in 5 your interrogatory responses match the VIN that is 6 listed on Exhibit 16? 7 A It doesn't. 8 Q It's missing a letter? 9 A A number and a letter. 02:10 10 Q You think that the VIN in Exhibit 16 refers 11 to a different vehicle or do you think that the 12 response in your interrogatories is probably not 13 accurate? 14 A I don't know. 15 Q You produced all of the documents that were 16 in your house that related to your truck to your 17 counsel, correct? 18 A Correct. 19 Q And your counsel produced those documents to 02:11 20 us, right? 21 A I believe so. 22 Q And this was one of the documents that were 23 produced to us. 24 A What document, 16? 25 Q Exhibit 16 was one -- one of the documents</p> <p>Page 101</p>	<p>1 MR. SPIRO: Really? 2 MS. YASHAR: Right. I mean there's a lot of 3 numbers there so -- but if you can double-check to 4 make sure that that's amended so that we have the 5 correct VIN number, I'd appreciate that. 6 MR. SPIRO: You're right -- oh, wait, no. 7 THE WITNESS: "3" and the "C." 8 MR. SPIRO: You're right. This one is 9 different too. I'm sorry. 02:13 10 MS. YASHAR: That's okay. 11 Can you provide us with an amended 12 supplemental interrogatory that provides the correct 13 VIN? 14 MR. SPIRO: Sure. 15 MS. YASHAR: But, Counsel, you stipulate that 16 this predelivery inspection form is with respect to 17 Ms. Gonzales's vehicle? 18 MR. SPIRO: Let me take a look at some other 19 papers to make sure that I'm not making a mistake on 02:14 20 this. 21 Somebody tried to correct it and they didn't 22 correct it. All right. 23 I'm trying to see if it -- if it matches the 24 sales contract, but the sales contract is hard to 25 read. I hope it has a VIN number on it.</p> <p>Page 103</p>
<p>1 that was produced to us. 2 Would you stipulate that this is the 3 predelivery inspection form that came with your car? 4 MR. SPIRO: Well, she can't stipulate to 5 anything. 6 Are you asking me? 7 MS. YASHAR: Yes, I'm asking you. 8 MR. SPIRO: Oh. I believe it is. I wouldn't 9 know but I can't imagine what else it would be. 02:11 10 MS. YASHAR: Just so we're -- we're clear -- 11 and this is with me and you -- 12 MR. SPIRO: Yeah. 13 MS. YASHAR: -- you should make sure that 14 whichever number is listed in the responses to the 15 interrogatories are accurate to the extent that there 16 may be one letter and one number that seems to be 17 missing from what's listed in the interrogatory 18 responses. 19 MR. SPIRO: Pantea, the interrogatory 02:12 20 responses were amended to correct the number, 21 supplemented. 22 MS. YASHAR: You're looking at the 23 supplemental responses and the supplemental responses 24 are not consistent with what's been produced to us as 25 well.</p> <p>Page 102</p>	<p>1 THE WITNESS: Yeah, it does. 2 MR. SPIRO: Can you see it. 3 THE WITNESS: Yeah, it's right here. 4 MR. SPIRO: Is that the sales contract? 5 THE WITNESS: Yeah, that's the vehicle VIN 6 ID. 7 MR. SPIRO: Okay, good. I was looking at 8 something else. 9 THE WITNESS: Yeah. 02:15 10 MR. SPIRO: That is from a different time. 11 THE WITNESS: Oh, that's -- 12 MS. YASHAR: Let's go off the record for -- 13 MR. SPIRO: All right. 14 MS. YASHAR: -- a minute. 15 VIDEO OPERATOR: We're going off the record 16 at 3:15 (sic) -- we are off the record. 2:15. 17 (Discussion off the record.) 18 VIDEO OPERATOR: We are back on the record at 19 2:21. 02:21 20 MS. YASHAR: Mr. Spiro and I have stipulated 21 that Exhibit 16 is the predelivery inspection 22 procedure form for Ms. Gonzales's vehicle, we have 23 also stipulated that Mr. Spiro will provide an amended 24 interrogatory response with respect to Ms. Gonzales's 25 VIN since the response in both the original</p> <p>Page 104</p>

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<p>1 interrogatory responses and the supplemental responses 2 to those interrogatory responses reflects the 3 incorrect VIN for Ms. Gonzales's vehicle. 4 MR. SPIRO: I should say that I'm not sure 5 that the -- all the handwritten markings on this 6 Exhibit 16 are part of the -- 7 THE WITNESS: The original. 8 MR. SPIRO: -- the original, right. 9 But the printed stuff, I'm stipulating that 02:22 10 it is part of the original -- is the original. 11 MS. YASHAR: Okay. 12 Q Ms. Gonzales, do you recall receiving 13 Exhibit 16? 14 A No, I don't recall receiving -- I received a 15 lot of papers that day, so this in particular, I don't 16 recall. 17 Q But you can see that it was in your 18 possession, right, so at some point you did receive 19 this document? 02:22 20 A Correct. 21 Q You just are not sure when? 22 A Correct. 23 Q But you are likely to have received it when 24 you purchased your truck in 2001, right? 25 A Right.</p> <p>Page 105</p>	<p>1 A Correct. 2 MR. SPIRO: One of the -- I think the answer 3 before the last one, Ms. Gonzales said -- 4 MS. YASHAR: Counsel, if you have an 5 objection, please state your objection. 6 MR. SPIRO: I'm going to but I have to tell 7 you what the question is about -- what the objection 8 is about. 9 The objection is about the statement that the 02:24 10 vehicle didn't pass the test because of brakes. I 11 move to strike that as nonresponsive. 12 BY MS. YASHAR: 13 Q Ms. Gonzales, when you said that the 14 vehicle -- when you said that your truck -- strike 15 that. 16 Ms. Gonzales, when you said that the 17 predelivery inspection form with respect to the 18 parking brake was false, what did you mean by that? 19 THE WITNESS: What was the question? 02:26 20 MS. YASHAR: Ms. Lindsay, can you repeat my 21 question. 22 (Record read as follows: 23 "Q Ms. Gonzales, when you 24 said that the predelivery 25 inspection form with respect to the</p> <p>Page 107</p>
<p>1 Q There's a signature on the second page of 2 Exhibit 16 by Jorge Perez indicating that the 3 preinspection was complete and the vehicle passed the 4 inspection. 5 Do you see that signature? 6 A Yes. 7 Q Do you allege that this certification is 8 false, misleading or deceptive? 9 A Yes, it's false. 02:23 10 Q Which part? 11 A The parking brake wasn't working. 12 Q So which part of this form specifically is 13 false? 14 A Well, it didn't really pass the inspection 15 because the parking brake wasn't working. When I 16 asked whoever delivered my truck, obviously I didn't 17 have the knowledge of the parking brake when I asked. 18 Q You don't recall reviewing this truck -- I 19 mean, I'm sorry -- strike that. 02:23 20 You don't recall reviewing this form prior to 21 purchasing your truck, correct, in 2001? 22 A No, I don't recall. 23 Q And you don't recall reviewing this form 24 immediately after purchasing your truck in 2001, 25 correct?</p> <p>Page 106</p>	<p>1 parking brake was false, what did 2 you mean by that?") 3 THE WITNESS: You asked me if the inspection 4 passed. 5 MR. SPIRO: No, she didn't actually ask that. 6 THE WITNESS: Oh, then I misunderstood. 7 BY MS. YASHAR: 8 Q So I'll ask you the question again. 9 Is there anything about this preinspection 02:27 10 form that you believe is false? 11 A This isn't the form -- this -- we didn't go 12 over the parking brake. 13 Q Ms. Gonzales, just answer my question. 14 Is there anything about the preinspection 15 form that you believe, the certification that we're 16 looking at right now, Exhibit 16, that you believe is 17 false? 18 A Okay, I don't remember this form so I can't 19 answer that question -- I don't remember going over 02:27 20 this form. 21 Q Okay. You talked about a crash test that you 22 recalled seeing on a news show prior to purchasing 23 your 2001 Chevy Silverado, right? 24 A Yes. 25 Q Did you observe anything in that show that</p> <p>Page 108</p>

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<p>1 dealt with the testing of the parking brake system? 2 A No. 3 Q There was nothing in that show where you saw 4 the crash test, results of different vehicles, that 5 discussed the performance of the parking brake system 6 in your -- in GM's Chevy Silverados, correct? 7 A Correct. 8 Q Did you rely on the results of that crash 9 test that you saw on the news show in making your 02:28 10 decision to purchase your Chevy Silverado? 11 MR. SPIRO: Calls for a legal conclusion. 12 THE WITNESS: That was one of the things, not 13 the -- not overall, that wasn't my decision. 14 BY MS. YASHAR: 15 Q What else did you rely on? 16 A I already answered that question. 17 Q You answered my question of whether -- you 18 didn't answer that question -- 19 A Yes, I did. 02:29 20 Q -- so I'm going to ask it again. 21 Did you rely on anything other than the 22 results of the crash tests in making your decision to 23 purchase your Chevy Silverado -- 24 MR. SPIRO: Yes, she did. 25 BY MS. YASHAR:</p> <p>Page 109</p>	<p>1 already answered this question in the middle of her 2 answer. 3 BY MS. YASHAR: 4 Q So you relied on the crash test results and 5 the durability and -- 6 A The price. 7 Q Anything else? 8 A That's all I can remember right now. 9 Q And when you said "durability," prev-- your 02:31 10 previous testimony -- in your previous testimony, you 11 indicated that in evaluating durability, you relied on 12 the crash test; is that correct? 13 MR. SPIRO: No, it's not. That misstates the 14 testimony. 15 THE WITNESS: No. 16 BY MS. YASHAR: 17 Q So the three factors that you relied on in 18 purchasing your 2001 Chevy Silverado was the crash 19 test results in the TV show, correct? 02:31 20 A Yes. 21 Q The price, right? 22 A Yes. 23 Q And the durability of the truck? 24 A Yes. 25 MR. SPIRO: Misstates the testimony. She</p> <p>Page 111</p>
<p>1 Q -- in 2001, what did you rely on? 2 A I did answer. 3 MR. SPIRO: Hold on. Hold on. 4 She did answer it, I believe, it was asked 5 and answered and also calls for a legal conclusion. 6 Go ahead. 7 THE WITNESS: I relied on -- I relied on the 8 crash test, on durability. 9 BY MS. YASHAR: 02:30 10 Q Anything else? 11 A I've already answered this question. Look 12 back in your notes, I already answered the question. 13 Q You didn't answer this particular question -- 14 A Yes, I did. 15 Q -- so I will ask you again. 16 A No, I've already answered the question. 17 Q You can answer. I'm asking you the question 18 again. 19 MR. SPIRO: Well, she just answered the 02:30 20 question again. 21 MS. YASHAR: Counsel, I didn't ask her this 22 specific question so I'm asking her this question. 23 MR. SPIRO: No, I mean she's answered the 24 question -- the question that you asked about 25 30 seconds ago, she's answered and then she said I've</p> <p>Page 110</p>	<p>1 said that's all I can remember now. That's what she 2 said. 3 BY MS. YASHAR: 4 Q Is there anything else that you can remember? 5 A All I can remember now and what I've already 6 answered prior to that because I've already answered 7 this question before. 8 Q So other than anything that you've answered 9 during this deposition, there's nothing else that you 02:32 10 can recall that you relied on in making the decision 11 to purchase your 2001 Chevy Silverado? 12 MR. SPIRO: Calls for a legal conclusion. 13 THE WITNESS: Right. 14 BY MS. YASHAR: 15 Q And when you say -- 16 MR. SPIRO: I'll also say vague. 17 BY MS. YASHAR: 18 Q When you say durability, how did you 19 determine durability? 02:32 20 A I've already answered that question too. 21 Q I believe what you answered in determining 22 the durability of the vehicle was the crash test 23 results. 24 A No. 25 MR. SPIRO: Can we --</p> <p>Page 112</p>

28 (Pages 109 to 112)

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1 BY MS. YASHAR:
2 Q What did you do to determine the durability
3 of the vehicle?
4 MR. SPIRO: I -- I would like to go back to
5 her previous -- she's -- this is in the first session.
6 Would it take a long time to search for the
7 word "durability," the first time she said it --
8 MS. YASHAR: Counsel, if you have an
9 objection, please state your objection.
02:33 10 MR. SPIRO: My objection is that --
11 MS. YASHAR: I am asking --
12 MR. SPIRO: I know.
13 MS. YASHAR: -- the witness the questions,
14 this is my deposition.
15 MR. SPIRO: No, it's not, it's the court's
16 deposition.
17 The -- I'm asking the court reporter if I can
18 please have read back what the witness said about
19 durability the first time, it would be the first time
02:33 20 the word "durability" appears in the transcript.
21 (Record read.)
22 BY MS. YASHAR:
23 Q So when you said that you relied on the
24 durability of the Chevy Silverado in making the
25 decision to purchase it, you mentioned earlier that by
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1 A "Like a Rock."
2 Q You remember the statement "Like a Rock"?
3 A Uh-huh.
4 Q And was that referring to a Chevy Silverado?
5 A Uh-huh -- a Chevy.
6 Q Do you remember any other statements made in
7 any other commercials for the Chevy Silverado?
8 A I remember other ones but I can't quote them.
9 Q What other commercials do you remember?
02:37 10 A I just remember commercials.
11 Q You remember in general commercials?
12 A Right.
13 Q But you don't remember the contents of
14 that -- of any of these commercials?
15 A No.
16 Q You don't remember specifically any of these
17 commercials?
18 A No.
19 Q And the only statement that you recall from
02:37 20 any of these commercials is "Like a Rock"?
21 A Right.
22 Q Do you believe anything in the statement
23 "Like a Rock" is false, misleading or deceptive?
24 A Yes, is -- yes.
25 Q What?
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1 durability, you meant that it was safe, made well and
2 did well in the crash test; is that right?
3 A Yes.
4 Q And what did you rely on in determining
5 whether it was safe and made well?
6 MR. SPIRO: Legal conclusion, vague.
7 THE WITNESS: The crash test showed it was
8 safe.
9 BY MS. YASHAR:
02:36 10 Q Did you rely on anything other than the crash
11 test in determining that the Chevy Silverado was
12 durable?
13 MR. SPIRO: Legal conclusion, vague.
14 THE WITNESS: There was some commercials
15 about Chevy.
16 BY MS. YASHAR:
17 Q What commercials?
18 A Different commercials that are out when they
19 do commercials about cars, trucks.
02:36 20 Q Commercials on television?
21 A Yes.
22 Q Do you recall any commercials on radio?
23 A No, usually on television.
24 Q Was it one in particular commercial that you
25 recall?
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1 A Well, they're not -- they're not safe --
2 or is -- I mean they're not -- they're not -- well,
3 the parking brake is not safe and so they're not --
4 it's not what they stand up to be, false
5 advertisement.
6 Q When did you hear that term for the first
7 time, "false advertisement"?
8 A No, I'm saying it's false advertisement.
9 Q And I'm asking you when did you hear for the
02:39 10 very first time the term "false advertisement"?
11 A No, I didn't hear it, I just said it.
12 Q Why do you believe that the parking brake is
13 not safe?
14 A Because it's -- it's defective.
15 Q And do you believe that it's just your car
16 that's defective or --
17 A Oh, no.
18 Q Why?
19 A Why, because it's -- they're defective.
02:39 20 Q Why do you think that it's not just your car
21 that has a defective parking brake?
22 A Because it's -- it's the class action, the --
23 it's just known that there's -- that they're
24 defective. Why would just mine be, I mean that's
25 silly.
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29 (Pages 113 to 116)

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1 Q How is it just known that since yours -- your
2 parking brake is not working properly, then no one
3 else's parking brake in their Chevy Silverados are
4 working properly?
5 MR. SPIRO: Excuse me, what? Can I hear that
6 again.
7 (Record read as follows:
8 "Q How is it just known that
9 since yours -- your parking brake
10 is not working properly, then no
11 one else's parking brake in their
12 Chevy Silverados are working
13 properly?")
14 MR. SPIRO: She said the opposite, Counsel.
15 It misstates her testimony, I think.
16 BY MS. YASHAR:
17 Q How is it that you made the conclusion that
18 since your parking brake is not working properly,
19 everybody who owns a Chevy Silverado has a parking
02:40 20 brake that isn't working properly?
21 MR. SPIRO: She didn't say that either.
22 BY MS. YASHAR:
23 Q You can answer.
24 MR. SPIRO: Misstates her testimony.
25 THE WITNESS: Well, I know one other person
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1 that has a problem with their parking brake.
2 BY MS. YASHAR:
3 Q Who is that other person?
4 A Person I worked with.
5 Q And what's that person's name?
6 A His name is Damian.
7 Q Damian what?
8 A McDonald.
9 And La Ronda.
02:41 10 Q And you're talking about La Ronda Hunter?
11 A Yes.
12 Q And that's another named plaintiff, correct?
13 A Yes.
14 Q And that's who you met yesterday during --
15 A Yes.
16 Q -- yesterday's deposition?
17 Did you meet her prior to yesterday's
18 deposition?
19 A No.
02:41 20 Q Did you talk to her prior to yesterday's
21 deposition?
22 A No.
23 Q And Damian McDonald, you said that's someone
24 you work with?
25 A Yes. Worked.
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1 Q But you said you don't work?
2 A Worked.
3 Q Where did he work with you?
4 A Fidelity.
5 Q And what do you know about his parking brake
6 system?
7 A That it also didn't work.
8 Q What car does he own?
9 A I just know that he owns a truck.
02:42 10 Q Do you know if it's -- what kind of truck it
11 is?
12 A I'm not sure, it's -- it's a big truck and
13 could possibly be a Silverado but I'm not sure.
14 Q Are you confident that it's a GM-owned truck?
15 A Yes, it is.
16 Q But you don't know what make or model it is
17 of a GM truck?
18 A No. It's either a GMC or a Silverado.
19 Q When's the last time that you talked to
02:42 20 Mr. McDonald?
21 A It's probably been about two years.
22 Q And what did he tell you about his parking
23 brakes?
24 A We just have the same problem, that his just
25 didn't work. I believe his is a manual truck, though.
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1 Q Do you know whether he got his parking brakes
2 fixed?
3 A I don't know.
4 Q Do you know when he first experienced
5 problems with his parking brakes?
6 A No.
7 Q Do you know whether GM repaired his parking
8 brakes --
9 A No.
02:43 10 Q -- under warranty?
11 You don't know any details --
12 A No.
13 Q -- about what happened with his parking
14 brakes, correct?
15 A No.
16 Q And you haven't talked to him for the last
17 two years?
18 A Right.
19 Q Did you ever see or hear any advertisements
02:43 20 about the parking brake systems?
21 A No.
22 Q Did you ever hear or see any ads that the
23 parking brakes on GM can last for the life of the
24 vehicle?
25 A No. I would think that would be common
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1 sense.
2 Q Did you ever see or hear any ads that the
3 parking brakes on the GM truck that you owned would
4 have an expected life span of over 200,000 miles?
5 A No.
6 Q There was nothing in any of the
7 advertisements that you saw or heard that related
8 to the parking brake system, right?
9 A Right.
02:44 10 MR. SPIRO: Whoa. Vague, the term "related
11 to" is vague.
12 BY MS. YASHAR:
13 Q Did you receive an owners manual at the time
14 of or before purchasing the truck in 2001?
15 A Yes.
16 MS. YASHAR: I'm handing you what's been
17 marked -- or what's being marked as Defendant's
18 Exhibit 17 and what has previously been Bates-labeled
19 as GM_HUNTER-1668 to about -2135.
02:45 20 (Defendant's Exhibit 17 marked.)
21 MS. YASHAR: This is a copy of the owners
22 manual for the 2001 Chevrolet Silverado.
23 Q Do you recognize this document?
24 A Yeah.
25 Q Did you receive this prior to purchasing
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1 your -- your truck in 2001?
2 A When I purchased it.
3 Q Did you read the owners manual?
4 A No.
5 Q Have you ever read the owners manual?
6 A No. Only when I need to.
7 Q Have you ever needed to read the owners
8 manual?
9 A I need -- needed to look up certain things.
02:46 10 Q Did you ever look anything up that had to do
11 with the parking brake system?
12 A I don't recall if I did look it up or not.
13 Q So as you sit here today, you don't recall
14 ever looking up anything in the owners manual that
15 relates to the parking brake system; is that correct?
16 A Right.
17 Q And you never read the owners manual before
18 you purchased your truck in 2001?
19 A Before?
02:47 20 Q Right.
21 A Oh, no, I wouldn't have it before I purchased
22 it.
23 MS. YASHAR: I'm handing you what is being
24 marked as Defendant's Exhibit 18. This has been
25 previously Bates-labeled as GM_HUNTER-30548 through
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1 -30581?
2 (Defendant's Exhibit 18 marked.)
3 BY MS. YASHAR:
4 Q Do you recognize this document?
5 A No.
6 Q It's a copy of the warranty booklet for your
7 2001 truck.
8 A Uh-huh.
9 Q Do you recall ever receiving a warranty
02:49 10 booklet?
11 A No, I never got one.
12 Q Do you recall ever looking at a warranty
13 booklet in connection with your 2001 Chevy Silverado?
14 A No. I didn't know they had one.
15 Q So it would be fair to say that no one went
16 over a warranty booklet with you prior to purchasing
17 your vehicle?
18 A Correct.
19 Q And you never reviewed any warranty booklet
02:49 20 after purchasing your truck in 2001, right?
21 A Correct.
22 MS. YASHAR: I'm handing you what's being
23 marked as Defendant's Exhibit Number 19.
24 (Defendant's Exhibit 19 marked.)
25 MS. YASHAR: This has been previously
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1 Bates-labeled as P3274 through P3275, and it's titled
2 "Warranty Insert California."
3 Q Do you recognize this document?
4 A No.
5 Q You don't remember ever having received this
6 document?
7 A No.
8 Q You don't ever recall having read this
9 document before, right?
02:51 10 A Right.
11 Q Were you provided with any product brochures
12 at Anaheim Chevrolet when you were purchasing your
13 2001 Chevy Silverado?
14 A Product brochures? I don't recall.
15 Q You don't recall receiving any brochures from
16 anyone at GM when you were purchasing your truck?
17 A Regarding what?
18 Q Any statements about the parking brakes in
19 your truck?
02:52 20 A I don't think they hand out brochures.
21 Q And you don't remember any brochures in
22 general about your truck given to you or provided to
23 you at Anaheim Chevrolet?
24 A No.
25 Q How would you describe the general
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31 (Pages 121 to 124)

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1 performance of your 2001 Chevy Silverado?
2 MR. SPIRO: Vague.
3 Go ahead.
4 THE WITNESS: Meaning the motor?
5 BY MS. YASHAR:
6 Q In general?
7 MR. SPIRO: Vague.
8 THE WITNESS: Well, other than the parking
9 brake, it gets me where I'm going.
10 BY MS. YASHAR:
11 Q Has it been reliable?
12 MR. SPIRO: Vague.
13 THE WITNESS: Yeah.
14 BY MS. YASHAR:
15 Q Has it been dependable?
16 MR. SPIRO: Vague.
17 THE WITNESS: Dependable as far as?
18 BY MS. YASHAR:
19 Q In getting you from place to place?
02:53 20 A Yes.
21 Q Has it -- has your 2001 truck safely
22 transported you so far?
23 MR. SPIRO: Vague.
24 THE WITNESS: Safely? It's -- well, it's not
25 safe -- it's not safe, but it's -- it's not safe,

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1 so far?")
2 MR. SPIRO: Well, she's answered it twice.
3 She can go ahead and answer it again.
4 THE WITNESS: Not safely, but it gets me from
5 point A to point B.
6 BY MS. YASHAR:
7 Q Why has it not safely transported you so far?
8 A Because it's not safe, it's not a safe truck.
9 Q Have you ever been in any collisions or
02:55 10 accidents?
11 A No.
12 Q Has -- has anyone ever gotten hurt in your
13 truck as a result of anything not working properly in
14 it?
15 A It doesn't -- it wasn't working properly.
16 Q Has anyone been injured in your vehicle?
17 A Not in my vehicle, no.
18 Q As a result of your vehicle?
19 A No.
02:55 20 Q Is your only reason for saying that your
21 truck is not safe -- strike that.
22 Is your only reason for saying that your
23 truck has not safely transported you so far because of
24 the incident where you put your car in neutral on the
25 driveway and tried to use the brakes and it didn't

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1 so -- it gets me from A to B.
2 BY MS. YASHAR:
3 Q And my question was has your truck safely
4 transported you so far?
5 MR. SPIRO: She answered. Asked and
6 answered.
7 Vague.
8 THE WITNESS: I said it's not safe, but it
9 gets me from A to B, so I answered you.
02:54 10 MS. YASHAR: It's nonresponsive.
11 MR. SPIRO: No, it isn't.
12 MS. YASHAR: I'll ask the question again.
13 MR. SPIRO: No, she's not answering it again.
14 BY MS. YASHAR:
15 Q Has the --
16 MR. SPIRO: I mean you can ask but I'm going
17 to tell her not to answer.
18 MS. YASHAR: You're instructing your witness
19 not to answer.
02:54 20 MR. SPIRO: Well, you haven't asked yet.
21 MS. YASHAR: Ms. Lindsay, can you please
22 repeat my question.
23 (Record read as follows:
24 "Q And my question was has
25 your truck safely transported you

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1 work?
2 A No, because the parking brake doesn't work --
3 or didn't work.
4 Q But that's the only reason, correct?
5 A Correct.
6 Q Do you primarily use your truck on highways
7 or residential streets?
8 A Both.
9 Q Did you have any other work done to repair
02:56 10 your parking brakes other than the work that we
11 discussed previously at Barsom Tire?
12 A No.
13 Q There have been no other modifications made
14 to your vehicle's parking brakes other than the work
15 done by Barsom Tire, correct?
16 A Correct.
17 Q Are you aware of the federal safety standards
18 for cars and trucks?
19 MR. SPIRO: Vague.
02:57 20 THE WITNESS: Rephrase.
21 BY MS. YASHAR:
22 Q Do you know that there are federal safety
23 standards for cars and trucks?
24 A Yeah. Yes.
25 Q And these federal safety standards are

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32 (Pages 125 to 128)

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1 commonly referred to as -- as FMVSS, which stands for
2 the Federal Motor Vehicle Safety Standards.
3 Have you ever heard of that?
4 A No.
5 Q Then would it be fair to say that you don't
6 have any information that your truck doesn't meet the
7 Federal Motor Vehicle Safety Standards?
8 A I don't understand the question.
9 Q You said you've never heard of the FMVSS; is
10 that right?
11 A Correct.
12 Q You've never heard of the Federal Motor
13 Vehicle Safety Standards, right?
14 MR. SPIRO: Well, that misstates her
15 testimony.
16 BY MS. YASHAR:
17 Q Have you ever heard of the Federal Motor
18 Safety -- I'm sorry -- have you ever heard of the
19 Federal Motor Vehicle Safety Standards?
20 A No.
21 Q When did you first decide to sue General
22 Motors?
23 A I don't recall when it was.
24 Q Do you recall what year it was?
25 A No, I don't.

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03:00 1 Q Was it before you got your parking brakes
2 replaced by Barsom Tire or after you got your parking
3 brakes replaced by Barsom Tire?
4 A It was -- I'm not sure. I'm not sure.
5 Q Ms. Gonzales -- Ms. Gonzales, you understand
6 that you're under oath today, right?
7 A Yes.
8 MR. SPIRO: Please. That's harassing the
9 witness. She knows she's under oath, you've said
10 it, and it implies that you think she's lying or
11 something, and she's not.
12 BY MS. YASHAR:
13 Q Who are your attorneys in this lawsuit?
14 A Ira, David Arbogast and Mark.
15 Q Mark Moore?
16 A I don't know if that's his last name.
17 Q How did you meet Ira Spiro, David Arbogast
18 and Mark Moore?
03:01 19 MR. SPIRO: Compound.
20 THE WITNESS: How did I?
21 MR. SPIRO: Yeah, and vague too.
22 THE WITNESS: How did I -- I drove down -- I
23 drove down to the office.
24 BY MS. YASHAR:
25 Q When did you meet them for the first time?

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1 MR. SPIRO: Compound.
2 BY MS. YASHAR:
3 Q Let's break it up. Let's start with
4 Mr. Spiro.
5 When did you meet Mr. Spiro for the first
6 time?
7 A Last week.
8 Q Is that the first time that you spoke to him
9 as well?
03:02 10 A Thereabout.
11 Q When did you meet David Arbogast for the
12 first time?
13 A I don't recall the date.
14 Q Was it this year?
15 A No.
16 Q Was it last year?
17 A No, it could have been the year before, I
18 don't remember.
19 Q Was it about three years ago?
03:02 20 A I don't recall.
21 MS. YASHAR: Do you want to go ahead and
22 change the tape?
23 VIDEO OPERATOR: If you want.
24 MS. YASHAR: Go ahead and change it right
25 now.

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1 VIDEO OPERATOR: We are going off the record
2 at 3:02. This concludes Media Number 2.
3 And we are off the record.
4 (Interruption in the proceedings.)
5 VIDEO OPERATOR: We are back on the record at
6 3:07.
7 This is the beginning of Media Number 3 of
8 the deposition of Robin Gonzales.
9 BY MS. YASHAR:
03:07 10 Q Ms. Gonzales, you said that you met
11 Mr. Arbogast about three years ago, is that what you
12 said?
13 A That's -- that's fair to say.
14 Q Did you meet him prior to getting your
15 parking brakes repaired at Barsom Tire or after?
16 A You know what, I don't -- I don't remember.
17 Q When did you meet Mark Moore?
18 A Last week.
19 Q Did you ever talk to him on the telephone or
03:08 20 E-mail or correspond with him prior to last week?
21 A I talked to him on the telephone probably
22 for -- the last month.
23 Q Did you ever talk to him on the telephone
24 prior to last month?
25 A No.

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33 (Pages 129 to 132)

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<p>1 Q Are any of the attorneys, Mr. Spiro, 2 Mr. Arbogast or Mr. Moore related to you or anyone in 3 your family? 4 A No. 5 Q Do any of them have any relationships with 6 any of your friends or your coworkers? 7 A No. 8 Q So prior to last month, the only attorney 9 that you met was David Arbogast; is that correct? 03:09 10 A Correct. 11 Q Do you know when you retained him in this 12 lawsuit? 13 MR. SPIRO: Vague, unfortunately, about the 14 word "retained." 15 THE WITNESS: I have no idea. 16 BY MS. YASHAR: 17 Q Do you know when you sought out counsel in 18 this lawsuit? 19 A No idea. 03:10 20 Q Do you know when you decided to sue General 21 Motors? 22 A No idea. 23 Q You testified earlier that you had counsel 24 prior to getting your tires repaired at Barsom Tire, 25 right?</p> <p>Page 133</p>	<p>1 to represent you? 2 A I have no idea. 3 Q Did you consider and meet with any other 4 attorneys, other than Mr. Arbogast, any attorneys that 5 worked for his firm with respect to this lawsuit? 6 A No. 7 Q He's the only attorney that you spoke to? 8 A Yes. 9 Q Mr. Arbogast, right? 03:12 10 A (No audible response.) 11 Q Is that a yes? 12 A Yes. 13 Q Did you seek out an attorney to represent you 14 with respect to this lawsuit or did someone seek you 15 out to join this lawsuit? 16 A I sought, I -- how do you say -- sucked -- 17 I -- 18 MR. SPIRO: Sought. 19 THE WITNESS: -- sought out -- I inquired. 03:12 20 BY MS. YASHAR: 21 Q How did you inquire? 22 A I don't recall. 23 Q And where did you meet Mr. Arbogast for the 24 first time? 25 A I -- we met at a restaurant.</p> <p>Page 135</p>
<p>1 A Right. 2 Q So would it be fair to say that -- 3 A Well, I had talked to -- 4 MR. SPIRO: There's no question yet. 5 BY MS. YASHAR: 6 Q Go ahead. 7 MR. SPIRO: No, no, no. She can -- she can 8 only answer a question. 9 BY MS. YASHAR: 03:10 10 Q Who did you talk to prior to getting your 11 tires repaired at Barsom -- 12 A David. 13 Q -- I'm sorry, who did you talk to before 14 getting your parking brakes repaired at Barsom Tire? 15 A David. 16 Q And how did you first meet David? 17 A I don't remember. 18 Q You don't remember whether you bumped into 19 him at a party? 03:11 20 A No, I didn't bump into him at a party. 21 Q Did you look him up in the newspaper? 22 A No. 23 Q Did you look him up in the Yellow Pages? 24 A No. 25 Q How did you find Mr. Arbogast as an attorney</p> <p>Page 134</p>	<p>1 Q Which restaurant? 2 A BJ's. 3 Q And where is BJ's located? 4 A Cerritos. 5 Q And you met at BJ's in Cerritos prior to 6 getting your tires -- I'm sorry -- you met 7 Mr. Arbogast at BJ's prior to getting your parking 8 brakes replaced at Barsom Tire? 9 A I don't recall the date. 03:13 10 Q But do you recall, even if you don't recall 11 the date, that the period of time was prior to getting 12 your parking brakes -- 13 A That was so long ago, I don't know. 14 Q Ms. Gonzales, please don't interrupt me, just 15 so the court reporter can write down my questions and 16 you can fully listen to my questions before you 17 answer. 18 You don't recall whether you met with 19 Mr. Arbogast prior to your parking brakes being 20 repaired at Barsom Tire or afterwards? 03:13 21 A That was so long ago, I don't remember. 22 Q And was Mr. Arbogast the individual who 23 recommended that you go to Barsom Tire? 24 A I don't remember that either. 25 Q But you know it was your counsel that</p> <p>Page 136</p>

34 (Pages 133 to 136)

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1 recommended that you go to Barsom Tire?
2 A Correct.
3 Q And you know that the only person that you
4 spoke to prior to last month was Mr. Arbogast; is that
5 correct?
6 MR. SPIRO: No. Misstates the testimony.
7 THE WITNESS: Somebody told me to go to -- as
8 far as I remember, it -- I was told to go to Barsom.
9 BY MS. YASHAR:
03:14 10 Q And prior to last month, is the only attorney
11 you spoke to Mr. Arbogast?
12 A As far as I remember.
13 Q Did you have a telephone conversation with
14 Mr. Arbogast before meeting him at BJ's in Cerritos?
15 A Yes.
16 Q Was it more than one telephone conversation?
17 A I don't recall.
18 Q Do you recall the length of the telephone
19 conversation that you had with Mr. Arbogast prior to
03:15 20 meeting him at BJ's in Cerritos?
21 A No.
22 Q And you don't recall whether Mr. Arbogast
23 called you or you called Mr. Arbogast?
24 A No, I don't recall.
25 Q And you don't recall whether -- strike that.

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1 You don't recall whether Mr. Arbogast
2 initiated the conversation with you or whether you
3 initiated the conversation with Mr. Arbogast prior to
4 meeting at BJ's in Cerritos?
5 MR. SPIRO: Vague. I thought she just
6 answered that.
7 THE WITNESS: I don't recall.
8 BY MS. YASHAR:
9 Q Did you decide to first sue General Motors
03:16 10 after September 2005 when you went to S & J Chevrolet
11 or prior to that period?
12 MR. SPIRO: Vague.
13 THE WITNESS: I don't recall.
14 BY MS. YASHAR:
15 Q When's the next time after you met
16 Mr. Arbogast after your initial meeting at BJ's in
17 Cerritos in 2005?
18 A When is the next -- what was the question.
19 (Record read as follows:
20 "Q When's the next time
21 after you met Mr. Arbogast after
22 your initial meeting at BJ's in
23 Cerritos in 2005?")
24 THE WITNESS: When's the next what?
25 BY MS. YASHAR:

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1 Q When is the next time that you met
2 Mr. Arbogast or had any contact with Mr. Arbogast
3 after you met him at BJ's in Cerritos?
4 MR. SPIRO: Vague.
5 THE WITNESS: I have no idea.
6 BY MS. YASHAR:
7 Q Do you think it was within a week after that
8 meeting at BJ's?
9 MR. SPIRO: Vague.
03:18 10 THE WITNESS: I have no idea.
11 BY MS. YASHAR:
12 Q Within a year?
13 A I have no idea.
14 Q Within two years?
15 A I have no idea.
16 Q You can't tell me within -- whether it was
17 within a week or within three years?
18 A No.
19 Q Did you decide to retain Mr. Arbogast as your
03:18 20 attorney during the meeting at BJ's in Cerritos?
21 A I have no idea.
22 Q Do you know when you decided to retain
23 Mr. Arbogast as your attorney in this lawsuit?
24 A No, I don't remember when.
25 Q You don't remember a season?

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1 A (No audible response.)
2 Q You don't remember the year?
3 A (No audible response.)
4 Q I'd like to note you have to audibly answer
5 so that she can write it down?
6 A I don't remember.
7 Q You don't remember anything about it?
8 A No, I don't, I -- it's -- it was so long ago,
9 I -- I don't remember -- I'm not good at dates, I
03:19 10 don't remember.
11 Q And you can't remember whether you retained
12 counsel prior to getting your tires repaired at
13 Barsom Tire -- I keep saying tires -- you can't
14 remember whether you retained Mr. Arbogast as your
15 counsel prior to getting your parking brakes repaired
16 at Barsom Tire or after you got your parking brakes
17 repaired at Barsom Tire?
18 A No, not truthfully, I can't remember; I
19 honestly don't know a date.
03:19 20 Q And you don't know a year?
21 A I don't know -- definitely don't know a year.
22 Q And you don't know a season?
23 A A season -- how can you determine a season,
24 it was 80 degrees two weeks ago, how do you determine
25 a season out here.

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35 (Pages 137 to 140)

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1 Q So your answer is no?
2 A No.
3 Q Did you make any agreements with Mr. Arbogast
4 or your other attorneys in this lawsuit --
5 MR. SPIRO: Huh?
6 THE WITNESS: Agreements to what?
7 MR. SPIRO: Seems to be calling for
8 attorney-client.
9 MS. YASHAR: I didn't finish my question?
03:20 10 MR. SPIRO: Oh.
11 BY MS. YASHAR:
12 Q Did you make any agreements with your
13 attorneys in this lawsuit regarding who would fund
14 pursuing this lawsuit?
15 MR. SPIRO: You can say yes or no to that.
16 THE WITNESS: Who would fund it? No.
17 BY MS. YASHAR:
18 Q Do you know what a class action is?
19 A Yes.
03:21 20 Q Can you explain it for me.
21 A It's a group of people, we're suing.
22 Q Can you elaborate on that?
23 MR. SPIRO: Calls for a narrative.
24 THE WITNESS: No.
25 BY MS. YASHAR:

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1 BY MS. YASHAR:
2 Q Whose idea was it?
3 MR. SPIRO: Vague.
4 THE WITNESS: I don't know.
5 BY MS. YASHAR:
6 Q Have you had any previous involvement in
7 class action lawsuits?
8 A No.
9 Q Have you been involved in any other civil
03:23 10 lawsuits?
11 A No.
12 Q Are you currently involved in any other
13 pending lawsuits other than this current litigation?
14 A No.
15 Q Do you know what class notice is?
16 A No.
17 Q Do you have any agreements with your
18 attorneys regarding the cost of providing class
19 notice?
03:24 20 MR. SPIRO: You can say yes or no.
21 THE WITNESS: No.
22 BY MS. YASHAR:
23 Q Do you think that you have an obligation to
24 pay for class notice in the event that a class action
25 is certified in this lawsuit?

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1 Q So your only knowledge of a class action is
2 that it is a group of people suing?
3 A A group of people.
4 Q A class action is a group of people?
5 MR. SPIRO: Asked and answered.
6 THE WITNESS: That's what I said.
7 BY MS. YASHAR:
8 Q Do you know why this lawsuit was filed as a
9 class action -- well, let's back up.
03:22 10 Do you know -- do you know if this lawsuit
11 was filed as a class action?
12 A Yes.
13 Q Do you know why this lawsuit was filed as a
14 class action?
15 MR. SPIRO: Vague.
16 THE WITNESS: No.
17 BY MS. YASHAR:
18 Q Was it your idea to start -- was it your idea
19 to be part of this lawsuit?
03:23 20 MR. SPIRO: Vague.
21 THE WITNESS: Yes.
22 BY MS. YASHAR:
23 Q Was it your idea to start this lawsuit?
24 A No.
25 MR. SPIRO: Vague. Vague.

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1 MR. SPIRO: Vague.
2 THE WITNESS: No.
3 BY MS. YASHAR:
4 Q Are you willing to personally pay the costs
5 of having to give written notice to each potential
6 member of any certified class in this lawsuit?
7 MR. SPIRO: Vague.
8 THE WITNESS: No.
9 BY MS. YASHAR:
03:25 10 Q Do you have an understanding of what it would
11 cost to prosecute this lawsuit as a class action?
12 MR. SPIRO: Vague.
13 THE WITNESS: No.
14 BY MS. YASHAR:
15 Q Are you aware of any of the additional costs
16 that you may potentially have to pay to pursue this
17 lawsuit?
18 MR. SPIRO: Assumes facts not in evidence,
19 that there are any, and it's vague.
03:25 20 THE WITNESS: No.
21 BY MS. YASHAR:
22 Q Do you have any agreements with your
23 attorneys regarding personally paying the costs of
24 pursuing this lawsuit?
25 A No.

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1 Q Are you willing to pay any amount out of your
2 pocket in order to prosecute and pursue this lawsuit?
3 MR. SPIRO: Vague.
4 THE WITNESS: No.
5 BY MS. YASHAR:
6 Q Do you know what a class representative is?
7 A Yes.
8 Q What is your understanding of what a class
9 representative is?
03:26 10 A Myself.
11 Q Can you elaborate on that for me.
12 MR. SPIRO: Calls for a narrative.
13 THE WITNESS: I'm representing myself and
14 other people that need their brakes fixed or
15 reimbursed for the dangerous parking brake that GM put
16 out.
17 BY MS. YASHAR:
18 Q And what other people are you representing
19 that, quote, may need their brakes fixed?
03:26 20 MR. SPIRO: Vague.
21 THE WITNESS: What do you mean?
22 BY MS. YASHAR:
23 Q I am asking what you mean by the other people
24 that you're representing, who do you think that you're
25 representing?

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1 MR. SPIRO: Vague, asked and answered.
2 THE WITNESS: People that bought trucks with
3 inoperable parking brakes.
4 BY MS. YASHAR:
5 Q You've never been a class representative
6 before, right?
7 MR. SPIRO: Asked and answered.
8 THE WITNESS: Right.
9 BY MS. YASHAR:
03:27 10 Q Has anyone explained to you what the duties
11 of a class representative are?
12 MR. SPIRO: You can say yes or no or if you
13 remember.
14 THE WITNESS: Yes.
15 BY MS. YASHAR:
16 Q And who was that?
17 MR. SPIRO: No. Don't answer that, please.
18 (Instruction not to answer.)
19 BY MS. YASHAR:
03:28 20 Q Was it your counsel?
21 MR. SPIRO: Don't answer that, please.
22 Calls for attorney-client.
23 (Instruction not to answer.)
24 MS. YASHAR: Are you instructing her not to
25 answer.

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1 MR. SPIRO: Yes.
2 BY MS. YASHAR:
3 Q Do you know whether a class representative
4 has the duty to direct the conduct of the lawsuit or
5 the litigation?
6 A No.
7 Q Do you know whether a class representative
8 has the duty to meet regularly with counsel for the
9 putative class to discuss the lawsuit?
03:28 10 MR. SPIRO: That's vague and so is the
11 previous question so I move to strike the answer to
12 the previous question.
13 THE WITNESS: No.
14 BY MS. YASHAR:
15 Q Do you know whether a class representative
16 has a duty to meet regularly with counsel to control
17 the direction of the lawsuit?
18 MR. SPIRO: Vague.
19 THE WITNESS: No.
03:29 20 BY MS. YASHAR:
21 Q Is it your understanding that the class
22 representative's duty is to represent and protect his
23 own personal -- her own personal interest regardless
24 of whether her own personal interest conflicts with
25 those of the class.

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1 MR. SPIRO: I -- may I hear that again.
2 BY MS. YASHAR:
3 Q Is it your understanding that the class
4 representative's duty is to represent and protect her
5 personal interest regardless of whether her personal
6 interest conflict with those of the class?
7 MR. SPIRO: It's very confusing.
8 Go ahead.
9 THE WITNESS: I want to hear it one more
03:30 10 time.
11 MS. YASHAR: Ms. Lindsay.
12 (Record read as follows:
13 "Q Is it your understanding
14 that the class representative's
15 duty is to represent and protect
16 her personal interest regardless of
17 whether her personal interest
18 conflict with those of the class?"
19 THE WITNESS: No, I'm here to represent
03:30 20 everybody.
21 BY MS. YASHAR:
22 Q If GM were to offer you all the damages and
23 relief that you are seeking, would you withdraw --
24 A No.
25 Q -- from this lawsuit?

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37 (Pages 145 to 148)

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1 A No.
2 Q Do you think a class representative is
3 supposed to defer to the judgment of the class's
4 attorneys regarding the conduct of the lawsuit?
5 MR. SPIRO: Vague.
6 THE WITNESS: One more time.
7 (Record read as follows:
8 "Q Do you think a class
9 representative is supposed to defer
10 to the judgment of the class's
11 attorneys regarding the conduct of
12 the lawsuit?")
13 THE WITNESS: I don't understand the
14 question.
15 BY MS. YASHAR:
16 Q Do you think that a class representative is
17 supposed to defer to the judgment of the class's
18 attorneys regarding the strategy of the lawsuit?
19 MR. SPIRO: Vague.
03:32 20 THE WITNESS: Can you read it again.
21 (Record read as follows:
22 "Q Do you think that a class
23 representative is supposed to defer
24 to the judgment of the class's
25 attorneys regarding the strategy of
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1 THE WITNESS: Defer to who?
2 BY MS. YASHAR:
3 Q Defer to your attorneys, which would be
4 Mr. Spiro, Mr. Moore and Mr. Arbogast that you
5 mentioned to me are your attorneys?
6 A You said if my attorneys -- I didn't
7 understand the question --
8 Q Would you --
9 A -- I thought you just said if my attorneys.
03:34 10 MS. YASHAR: Ms. Lindsay, can you please
11 repeat the question.
12 (Record read as follows:
13 "Q In this case if your
14 attorneys wanted to pursue a
15 particular strategy or course of
16 conduct with which you disagree,
17 would you defer to them?")
18 THE WITNESS: Would I -- would I ask them
19 about it, is what you're asking?
03:35 20 BY MS. YASHAR:
21 Q Would you let them pursue the particular
22 strategy or course of conduct with which you disagree?
23 MR. SPIRO: Same objections.
24 THE WITNESS: Would I ask them about it, this
25 is what you're asking, correct?
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1 the lawsuit?")
2 THE WITNESS: I guess I don't understand the
3 class's attorneys, I don't understand that part.
4 BY MS. YASHAR:
5 Q The class's attorneys, I mean Mr. Spiro
6 that's sitting next to you, Mr. Arbogast and
7 Mr. Moore?
8 A I can't answer that one.
9 Q You don't know?
03:33 10 A No.
11 Q In this case if your attorneys wanted to
12 pursue a particular strategy or course of conduct with
13 which you disagree, would you defer to them?
14 MR. SPIRO: Vague, also incomplete
15 hypothetical.
16 THE WITNESS: I'm distracted.
17 MR. SPIRO: Your fingers are causing static.
18 THE WITNESS: Can you go over it one more
19 time.
20 (Record read as follows:
21 "Q In this case if your
22 attorneys wanted to pursue a
23 particular strategy or course of
24 conduct with which you disagree,
25 would you defer to them?")
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1 BY MS. YASHAR:
2 Q No, I'm not asking you that. Let's -- let me
3 rephrase the question --
4 A Okay.
5 Q -- so you can understand it a little bit
6 better.
7 If your attorneys wanted to pursue a
8 particular strategy or course of conduct with which
9 you didn't agree with, would you -- would you still
03:35 10 allow them to pursue that particular strategy or
11 course of conduct even though you disagreed with them?
12 MR. SPIRO: Hold on, vague and it's an
13 incomplete hypothetical.
14 THE WITNESS: Answer?
15 MR. SPIRO: Don't look -- you can answer
16 that, if you can.
17 I don't have an answer for it myself, so --
18 THE WITNESS: Yes.
19 BY MS. YASHAR:
03:36 20 Q Have you given your attorneys complete power
21 to make decisions relating to this lawsuit?
22 MR. SPIRO: Vague, calls for a legal
23 conclusion.
24 THE WITNESS: Yes.
25 BY MS. YASHAR:
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38 (Pages 149 to 152)

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1 Q Do you remember when the last time was that
2 you met with David Arbogast?
3 A No.
4 Q You don't remember if it was within the last
5 few months?
6 A Oh, I'm sorry, yes, it was last week.
7 Q Do you remember the time that you met with
8 Mr. Arbogast prior to last week?
9 A Prior to last week, no.
03:37 10 Q Was it within the last few months?
11 A No.
12 Q Was it within the last year?
13 A No.
14 Q Was it within the last two years?
15 A No.
16 Q Was it --
17 A It was before that, but I don't recall.
18 Q It was over two years ago, though?
19 A Yes.
03:37 20 Q What was the name of your ex-husband?
21 A Joe Gonzales.
22 Q J-o-e, the same spelling as your last name,
23 correct?
24 A Yes.
25 Q Do you know where he lives?

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1 Q What is the class that you're seeking to
2 represent?
3 MR. SPIRO: Vague.
4 THE WITNESS: I don't understand the
5 question.
6 BY MS. YASHAR:
7 Q Who are the people that you are seeking to
8 represent in this lawsuit?
9 MR. SPIRO: Vague.
03:39 10 THE WITNESS: Would be people that have
11 inoperable parking brakes.
12 BY MS. YASHAR:
13 Q Just people who have inoperable parking
14 brakes?
15 A With General Motor trucks.
16 Q Prior to yesterday, during Ms. Hunter's
17 deposition when you were here, did you meet with any
18 other of the named plaintiffs in this lawsuit?
19 A No.
03:40 20 Q Did you speak with any of the other named
21 plaintiffs in this lawsuit?
22 A No.
23 Q And did you have any contact with any other
24 named plaintiffs in this lawsuit?
25 A No.

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1 A Yes.
2 Q What is his address?
3 A 9551 Metro Street.
4 Q What city is that in?
5 A Downey.
6 Q And you mentioned your boyfriend. Is he
7 still your boyfriend?
8 A No.
9 Q Do you know where he lives?
03:38 10 A In Fullerton.
11 Q Do you know the address?
12 A No. I just know it's on Kroeger.
13 Q Do you know whether you represent people
14 nationwide or just people who own trucks in
15 California?
16 MR. SPIRO: Vague. Assumes facts not in
17 evidence also.
18 THE WITNESS: Nationwide.
19 BY MS. YASHAR:
03:39 20 Q What was the alleged class that you're
21 seeking to represent?
22 MR. SPIRO: Vague.
23 THE WITNESS: I don't understand the
24 question.
25 BY MS. YASHAR:

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1 Q So yesterday was your first contact with any
2 named plaintiff in this lawsuit?
3 A Yes.
4 Q Do you know personally whether there are
5 common issues with you and any of the other named
6 plaintiffs in this lit -- litigation?
7 MR. SPIRO: It calls for a legal conclusion
8 and it's vague.
9 THE WITNESS: I have no idea.
03:41 10 BY MS. YASHAR:
11 Q Do you know personally whether there are
12 common issues with you and any of the class members
13 that you seek to represent in this litigation?
14 MR. SPIRO: Same objections.
15 THE WITNESS: Other than our brakes don't --
16 our parking brake didn't work.
17 BY MS. YASHAR:
18 Q But you don't know anybody --
19 MR. SPIRO: Well, argumentative.
03:42 20 BY MS. YASHAR:
21 Q -- personally, right?
22 A The plaintiffs?
23 Q You don't know any of the class members
24 personally, right?
25 MR. SPIRO: Vague, it also misstates previous

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39 (Pages 153 to 156)

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<p>1 testimony. 2 THE WITNESS: I've already mentioned one 3 person that I worked with that I know. Other than 4 that, no. 5 BY MS. YASHAR: 6 Q Have you left the scope of the class to your 7 attorneys? 8 MR. SPIRO: Vague. 9 THE WITNESS: Yes. 10 BY MS. YASHAR: 11 Q Do you know what years are included within 12 the scope of the defined class in this lawsuit? 13 MR. SPIRO: Vague. 14 THE WITNESS: I know it starts from 1999 and 15 I'm not sure, it's about five or six years. 16 BY MS. YASHAR: 17 Q But you're not sure? 18 A Approximately. 19 Q And you're nodding your head, that's a no? 03:43 20 A I said approximately. 21 Q Approximately? 22 A Five or six years. 23 Q But you're not sure, right? 24 A Right. 25 Q And do you know what year -- strike that.</p> <p>Page 157</p>	<p>1 BY MS. YASHAR: 2 Q Other than sitting in yesterday's deposition 3 of plaintiff La Ronda Hunter, have you investigated 4 whether others in the purported class have claims 5 similar to yours? 6 MR. SPIRO: Vague. Calls for a legal 7 conclusion. 8 THE WITNESS: No, I don't know. 9 MS. YASHAR: I'm going to hand you what is 03:45 10 being marked as Defendant's Exhibit 20. 11 (Defendant's Exhibit 20 marked.) 12 BY MS. YASHAR: 13 Q Do you recognize this document? 14 MR. SPIRO: Post-its, Post-its. May I have a 15 few. 16 THE WITNESS: No, I don't recognize the 17 document. I recognize some of the things in the 18 document. 19 BY MS. YASHAR: 03:47 20 Q Have you ever seen this document? 21 A No. 22 Q As you sit here today during this deposition, 23 this is the first time that you're seeing Exhibit 20? 24 A Yes. 25 Q Did you contact GM and notify them that you</p> <p>Page 159</p>
<p>1 Do you know personally whether there are 2 typical issues with you and any of the other named 3 plaintiffs in this litigation? 4 MR. SPIRO: I thought that was -- oh, named 5 plaintiffs -- it's vague, calls for a legal 6 conclusion. 7 THE WITNESS: What was the question? 8 (Record read as follows: 9 "Q Do you know personally 10 whether there are typical issues 11 with you and any of the other named 12 plaintiffs in this litigation?") 13 THE WITNESS: Other than our brakes are 14 defective. 15 BY MS. YASHAR: 16 Q Other than the general category of your 17 brakes being defective -- 18 A My parking brake, yes. 19 Q -- you don't know personally whether there 03:44 20 are other typical issues with you and any of the other 21 named plaintiffs in this litigation? 22 MR. SPIRO: Vague and calls for a legal 23 conclusion. 24 THE WITNESS: Well, that is a typical issue, 25 is the parking brake.</p> <p>Page 158</p>	<p>1 might join in a lawsuit against them? 2 A No. 3 Q Did you contact GM and tell them that you 4 might file a lawsuit against them? 5 A No. 6 Q Have you spoken to anyone other than your 7 counsel, Mr. Arbogast, Mr. Spiro and Mr. Moore about 8 this lawsuit? 9 A Have I spoken to anybody else? Yes. 03:48 10 Q Who? 11 A Joe and my mom. 12 Q And Joe is your ex-husband? 13 A Yes. 14 Q Anyone else? 15 A That's it. 16 Q What relief are you hoping to get from this 17 lawsuit? 18 MR. SPIRO: Vague. Legal conclusion. 19 THE WITNESS: Meaning? 03:49 20 BY MS. YASHAR: 21 Q Are you asking for money? 22 A Just to get my -- just to get the 400 back to 23 pay my lawyers back. 24 Q Are you looking for anything else? 25 A No.</p> <p>Page 160</p>

40 (Pages 157 to 160)

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1 Q Are you seeking any other relief other than
2 money, your \$417 back as a result of this lawsuit?
3 MR. SPIRO: Vague.
4 THE WITNESS: No.
5 BY MS. YASHAR:
6 Q What did you do to prepare for your
7 deposition today?
8 A Met with my lawyers last week and I came
9 yesterday, that was it.
03:51 10 Q Where did you meet with your lawyers last
11 week?
12 A At the office.
13 Q At your attorneys' office?
14 A Yes.
15 Q And is that at 11377 West Olympic Boulevard?
16 A Yes.
17 Q Which attorneys did you meet with?
18 A Ira, David and Mark.
19 Q How long did you meet with Ira, David and
03:51 20 Mark?
21 A I believe like an hour, hour and a half.
22 Q About an hour, hour and a half?
23 A Yes.
24 Q Do you remember the date that you met with
25 them last week?

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1 A I don't recall the date.
2 Q So it was sometime last week?
3 A Sometime last week.
4 Q Did you meet with your counsel any other time
5 than last week and yesterday --
6 A No.
7 Q -- when you attended the deposition?
8 Let me just finish the question?
9 A I thought you were done.
03:52 10 Q Sorry.
11 Did you meet with your counsel any other time
12 other than last week?
13 A No.
14 Q You also mentioned that you attended
15 yesterday's deposition, correct?
16 A Yes.
17 Q And that was of Ms. Hunter, right?
18 A Yes.
19 Q When you met with your counsel last week to
03:52 20 prepare for the deposition, were you shown any
21 documents?
22 A Yes.
23 Q Which documents?
24 A You know, I didn't look at the name of them.
25 Q Were you shown the discovery that we talked

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1 about today?
2 A I don't know.
3 Q You don't remember anything about the
4 documents that you were shown last week?
5 A No.
6 Q Do you remember how many documents there
7 were?
8 A No.
9 Q Do you remember whether they were documents
03:53 10 that looked like they were filed with the court or
11 your own documents that looked like invoices?
12 MR. SPIRO: It's compound and vague.
13 Go ahead.
14 THE WITNESS: Yeah, I don't want to guess,
15 I -- I didn't look at the name of the document.
16 BY MS. YASHAR:
17 Q Do you remember the contents of the document?
18 A No, I just kind of briefly looked over my --
19 I -- I don't even know what they were.
03:54 20 Q You don't know what any of the documents were
21 that you were shown --
22 A No.
23 Q -- by counsel last week?
24 A No.
25 Q Were they any of the documents that we talked

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1 about today?
2 MR. SPIRO: Compound.
3 THE WITNESS: They might have been --
4 BY MS. YASHAR:
5 Q Which ones?
6 A -- but I don't know -- I don't know.
7 Q Did you provide counsel with any documents
8 when you met with them last week?
9 A Yes.
03:54 10 Q What documents?
11 A What -- I just gave them some paperwork that
12 I -- I had, I don't remember what it was.
13 Q The paperwork related to your parking brakes?
14 A No. It was paperwork having to do with my
15 truck when I bought it.
16 MS. YASHAR: Counsel, were those documents
17 produced --
18 MR. SPIRO: Yeah.
19 MS. YASHAR: -- to us as well.
03:55 20 MR. SPIRO: Yeah, your colleague
21 Mr. Kavanaugh asked us if we had other documents. We
22 said we might when we met with Ms. Gonzales and when
23 we met with her, there were a few more and we sent
24 them to --
25 MS. YASHAR: That was part of the

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41 (Pages 161 to 164)

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<p>1 supplemental production that came through? 2 MR. SPIRO: Right. 3 BY MS. YASHAR: 4 Q So other than meeting with your counsel 5 yesterday -- I'm sorry -- strike that. 6 Other than meeting with your counsel last 7 week and attending yesterday's deposition, did you do 8 anything to prepare for your deposition today? 9 A No. 03:56 10 MR. SPIRO: May we take a break? 11 MS. YASHAR: Sure. 12 MR. SPIRO: Thank you. 13 VIDEO OPERATOR: We're going off the record 14 at 3:56. 15 (Recess.) 16 VIDEO OPERATOR: We are back on the record at 17 4:09. 18 BY MS. YASHAR: 19 Q We were talking about Ms. Hunter's deposition 04:09 20 yesterday prior to taking our break. 21 You sat through yesterday's deposition of 22 Ms. Hunter, correct? 23 A Yes. 24 Q You listened to the questions asked of 25 Ms. Hunter?</p> <p>Page 165</p>	<p>1 attorney-client and asked and answered so I'll 2 instruct her not to answer. 3 (Instruction not to answer.) 4 MS. YASHAR: You're instructing her not to 5 answer? 6 MR. SPIRO: Yeah, she already answered your 7 question on did she discuss Ms. Hunter's deposition. 8 MS. YASHAR: I asked a different question. 9 MR. SPIRO: Oh, you did, what? 04:11 10 MS. YASHAR: I said did you discuss anything 11 that Ms. Hunter had testified to during her 12 deposition. 13 MR. SPIRO: Oh, that's the same thing, isn't 14 it? 15 Go ahead and answer. 16 THE WITNESS: No. 17 BY MS. YASHAR: 18 Q Did you discuss your deposition? 19 A No. 04:11 20 Q But you did discuss topics related to this 21 lawsuit, right? 22 A No. 23 Q You didn't discuss anything that had any 24 relation to this lawsuit? 25 MR. SPIRO: It's a little vague. Vague.</p> <p>Page 167</p>
<p>1 A Yes. 2 Q You were there the entire deposition? 3 A Yes. 4 Q Did you meet with your attorney or any of 5 your attorneys after Ms. Hunter's deposition? 6 A Yes. 7 Q Did you meet with Mr. Spiro? 8 A Yes. 9 Q Did you meet with any other attorney? 04:09 10 A No. 11 Q How long did you meet with Mr. Spiro after 12 Ms. Hunter's deposition? 13 MR. SPIRO: Vague as to the term "meet." 14 But go ahead. 15 THE WITNESS: We just -- you know, it was 16 a -- I don't know, maybe an hour, just an hour. 17 BY MS. YASHAR: 18 Q Did you discuss Ms. Hunter's testimony? 19 A No. 04:10 20 Q You didn't discuss anything that Ms. Hunter 21 testified to during her deposition? 22 MR. SPIRO: Wait a minute, asked and 23 answered. 24 Now -- you know, I let that happen but -- 25 because the answer was no, but now we're getting into</p> <p>Page 166</p>	<p>1 THE WITNESS: No. 2 BY MS. YASHAR: 3 Q Did you discuss Ms. Hunter's testimony with 4 your counsel at any time prior to your own deposition 5 that started around 10:00 a.m. this morning? 6 A Would you repeat the question. 7 (Record read as follows: 8 "Q Did you discuss 9 Ms. Hunter's testimony with your 10 counsel at any time prior to your 11 own deposition that started around 12 10:00 a.m. this morning?") 13 MR. SPIRO: I see. It's vague, testimony 14 means what Ms. Hunter said at the deposition. 15 THE WITNESS: No. 16 BY MS. YASHAR: 17 Q Did you discuss anything related to 18 Ms. Hunter's deposition at any time prior to your own 19 deposition starting this morning at around 10:00 a.m.? 04:12 20 A No. 21 Q And I saw you taking notes during 22 Ms. Hunter's deposition yesterday; is that correct? 23 A Yes. 24 Q Did you bring those notes with you today? 25 A Yes.</p> <p>Page 168</p>

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1 MS. YASHAR: Counsel, I ask that those notes
2 be produced.
3 MR. SPIRO: They were -- well, first of all,
4 there's no grounds to have them produced, but aside
5 from that, they were notes to me and it's
6 attorney-client.
7 BY MS. YASHAR:
8 Q Ms. Gonzales, why did you take notes during
9 the deposition?
04:13 10 A I had questions.
11 Q So you were writing down questions on a piece
12 of paper?
13 A Yes.
14 Q Directed towards your counsel?
15 A Yes.
16 Q Did you discuss those questions with your
17 counsel?
18 A Yes.
19 Q And those questions were a result of what you
04:13 20 heard during Ms. Hunter's deposition, correct?
21 A Yes.
22 Q And did you discuss those questions that you
23 had with your counsel during that one-hour period that
24 you spoke with your counsel after Ms. Hunter's
25 deposition yesterday?

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1 A No.
2 Q When did you speak to your counsel about
3 those questions that you had?
4 A On breaks.
5 Q Breaks during Ms. Hunter's deposition
6 yesterday?
7 A Yes.
8 Q So during the breaks in between Ms. Hunter's
9 deposition yesterday, you discussed with your counsel
04:15 10 questions that you had as a result of Ms. Hunter's
11 deposition?
12 MR. SPIRO: She just said that.
13 Asked and answered.
14 THE WITNESS: Yes.
15 BY MS. YASHAR:
16 Q Did you discuss any of those questions with
17 your counsel after Ms. Hunter's deposition?
18 MR. SPIRO: She answered that already.
19 Asked and answered.
04:15 20 THE WITNESS: No.
21 MS. YASHAR: And, Counsel, you're objecting
22 to those notes being produced as attorney-client
23 privilege?
24 MR. SPIRO: And also there's no -- even if
25 they weren't attorney-client privilege, which they

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1 are, there's no grounds for them to be produced.
2 Did I just say yes at the beginning of that?
3 THE REPORTER: You didn't say yes at the
4 beginning.
5 MR. SPIRO: Oh, all right.
6 So the answer's yes.
7 MS. YASHAR: You're objecting based on
8 attorney-client privilege.
9 MR. SPIRO: Yes.
04:16 10 MS. YASHAR: I'm handing you what is being
11 marked as Defendant's Exhibit 21 and what has been
12 previously Bates-labeled as P3337.
13 (Defendant's Exhibit 21 marked.)
14 BY MS. YASHAR:
15 Q Do you recognize this document?
16 A Yes.
17 Q What is it?
18 A It's an agreement to skip a payment.
19 Q And why did you request this?
04:17 20 A My bank offers once a year if you would like
21 to skip a payment and they just add it to the end of
22 your -- the end of your payments if you would like.
23 Q Why did you want to skip a payment?
24 A I don't remember why I wanted to. I probably
25 thought it would be nice to have an extra \$343 that

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1 month.
2 Q I want to direct you to Exhibit 4 which was
3 your responses to defendant's first set of
4 interrogatories.
5 Actually put that to the side for now.
6 I'm handing you what is being marked as
7 Defendant's Exhibit 22.
8 (Defendant's Exhibit 22 marked.)
9 BY MS. YASHAR:
04:20 10 Q Do you recognize this document?
11 A No.
12 Q Have you ever seen this document before?
13 A No.
14 Q You don't recall ever reviewing it?
15 A No.
16 Q Are you aware that Exhibit 22 was attached as
17 an exhibit to your responses to defendant's first set
18 of interrogatories?
19 A Am I aware of what?
20 (Record read as follows:
21 "Q Are you aware that
22 Exhibit 22 was attached as an
23 exhibit to your responses to
24 defendant's first set of
25 interrogatories?"

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43 (Pages 169 to 172)

ROBIN GONZALES

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<p>1 MS. YASHAR: Let me rephrase that question. 2 Q Are you aware that Exhibit 22 was attached to 3 Robin Gonzales's responses to defendant's first set of 4 interrogatories? 5 A It's attached to which one -- 6 Q Robin Gonzales's -- 7 A -- Exhibit Number what. 8 Q Exhibit Number 4. 9 A Well, it's in there, probably just didn't -- 04:22 10 this just doesn't look familiar. I thought I'd seen 11 this before. This. 12 MR. SPIRO: When you say "this," what are you 13 pointing to? 14 THE WITNESS: Oh. This graphic page, but I 15 don't know what it is. 16 BY MS. YASHAR: 17 Q And you're referring to page 3 of Exhibit 22? 18 A Well, it says page -- yeah, it says page 4 of 19 8. 04:22 20 Q Do you recall having ever received this, 21 though? Your answer was no? And by "this" I mean 22 Exhibit 22. 23 A Well, I must have received, it's in here, 24 like you said, I remember -- I remember seeing the 25 graphic chart before. I --</p> <p>Page 173</p>	<p>1 suspended or revoked? 2 A No. 3 Q Did you ever buy a brake kit? 4 A No. 5 Q Do you own any GM stock? 6 A No. 7 Q Have you ever been audited before? 8 A No. 9 Q Do you file state and/or federal tax returns? 04:25 10 A Yes. 11 Q Even though you have no income? 12 A Yes. 13 MR. SPIRO: Argumentative. Also the question 14 is vague. 15 BY MS. YASHAR: 16 Q Are you willing to produce those to GM? 17 MR. SPIRO: No -- no, she's not. 18 THE WITNESS: No. 19 BY MS. YASHAR: 04:25 20 Q Have you ever declared bankruptcy? 21 A No. 22 Q Have you ever been sued for bad debts or 23 failure to pay bad debts? 24 A No. 25 Q Have you ever been sued ever?</p> <p>Page 175</p>
<p>1 Q Do you know whether you received it from 2 counsel or whether you received it from another 3 source? 4 A I received it from counsel. 5 Q And do you remember the first time that you 6 received it from -- strike that. 7 Do you remember the first time that you 8 received Exhibit 22 from counsel? 9 A I don't remember. 04:24 10 Q What is your source of income? 11 A I don't have an income. 12 Q How do you pay your bills? 13 A I don't have any bills. 14 Q How do you pay for food? 15 A I live with my mom, she helps me out. 16 Q Your mom supports you? 17 A She helps me out. 18 Q Does anyone else help you out financially? 19 A No. 04:24 20 Q Your mom is the only one who helps you out 21 financially? 22 A Yes. 23 Q Have you ever been convicted of a crime? 24 A No. 25 Q Have you ever had your driver's license</p> <p>Page 174</p>	<p>1 A No. 2 MS. YASHAR: Can we take a ten-minute break 3 at this time. 4 VIDEO OPERATOR: We're going off the record 5 at 4:26. 6 We are off the record. 7 (Recess.) 8 VIDEO OPERATOR: We are back on the record at 9 4:36. 10 BY MS. YASHAR: 11 Q Can you describe to me what you think this 12 lawsuit is about? 13 A It's to fix parking brakes for people that 14 have GM cars, trucks that don't work or reimburse the 15 people that have fixed their parking brakes. 16 MS. YASHAR: I don't have any further 17 questions. 18 MR. SPIRO: I do. 19 EXAMINATION 04:37 20 BY MR. SPIRO: 21 Q Is the lawsuit for -- look at the camera, -- 22 don't look at me -- is the lawsuit for people who 23 bought certain GM cars and trucks in which the parking 24 brakes were defective? 25 A Yes.</p> <p>Page 176</p>

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1 Q Take yourself back to around 200- and
2 whenever it was when you bought the Silverado, back to
3 the dealership where you bought it, if you -- back
4 then, if you knew what you know now about the parking
5 brakes on the vehicle, would you have bought it?
6 A No.
7 Q During this lawsuit, say sometime weeks or
8 months after today, if I told you that I was going to
9 do something in the lawsuit that you thought was
04:38 10 really bad for the class, what would you say to me?
11 A I would have a conversation with you, ask you
12 not to do it.
13 Q If you -- and if I said I'm still going to do
14 it and you had a chance to tell the judge about it,
15 would you do that?
16 A Yes.
17 MR. SPIRO: Okay, that's all I have.
18 MS. YASHAR: Let me think.
19 I don't have any further questions.
04:40 20 MR. SPIRO: Ordinarily I would say let's do
21 the same stipulation that we had yesterday except I
22 fouled that up so let's do a different one.
23 Want me to try again -- sure you want me to
24 try again?
25 MS. YASHAR: Go ahead.

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1 And we are off the record.
2 Thank you very much.
3 (Discussion off the record.)
4 MS. YASHAR: So we stipulated that the --
5 MR. SPIRO: The changes, if there are any,
6 changes to the transcript, will be E-mailed or faxed
7 by my office to GM counsel's office by the 5th of
8 January.
9 MS. YASHAR: And by the 5th of January,
04:46 10 counsel will also have sent us the original of the
11 transcript.
12 MR. SPIRO: Right, but we're stipulating a
13 copy -- I mean yes, that's true, and we're stipulating
14 that a copy can be used equally with an original.
15 MS. YASHAR: Yes.
16 //
17 //
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1 MR. SPIRO: Just kidding.
2 All right. So the original deposition
3 transcript will be sent to my office and within a
4 certain period of time after that, which we will
5 discuss, counsel and I, today, the witness will have
6 that period of time to sign the deposition --
7 deposition transcript and to notify defense counsel in
8 writing of any changes in it.
9 If the deposition is not -- if the transcript
04:40 10 is not signed within that time, it can be used or any
11 copy can be used as if it were an original.
12 And the witness can sign the transcript under
13 penalty of perjury and it need not be before a notary
14 public.
15 Oh, and -- and when the period of time
16 expires, my office will return the -- will send the
17 original transcript to counsel for GM.
18 Now we have to talk about how much time --
19 why -- why don't we go off for a second.
04:41 20 VIDEO OPERATOR: This concludes the --
21 MR. SPIRO: We can go off the video, yes.
22 VIDEO OPERATOR: This concludes the
23 deposition of Robin Gonzales. We're going off the
24 record at 4:41.
25 This is the end of Media Number 3.

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8
9 I, ROBIN GONZALES, do hereby declare under
10 penalty of perjury that I have read the foregoing
11 transcript, that I have made any corrections as appear
12 noted, in ink, initialed by me; that my testimony as
13 contained herein, as corrected, is true and correct.
14
15 EXECUTED this _____ day of _____,
16 20____, at _____,
(City) (State)
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25

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1 I, the undersigned, a Certified Shorthand
2 Reporter of the State of California, do hereby
3 certify:

4 That the foregoing proceedings were taken
5 before me at the time and place herein set forth; that
6 any witnesses in the foregoing proceedings, prior to
7 testifying, were duly sworn; that a record of the
8 proceedings was made by me using machine shorthand
9 which was thereafter transcribed under my direction;
10 that the foregoing transcript is a true record of the
11 testimony given.

12 Further, that if the foregoing pertains to
13 the original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review of
15 the transcript [] was [] was not requested.

16 I further certify that I am neither
17 financially interested in the action nor a relative or
18 employee of any attorney or party to this action.

19 IN WITNESS WHEREOF, I have this date
20 subscribed my name.

21
22 Dated: _____
23

24
25 SHARON LINDSAY-MILNIKE
CSR No. 5335

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